

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1396590-0

Total Deleted Page(s) = 29

Page 61 ~ Duplicate;
Page 62 ~ Duplicate;
Page 63 ~ Duplicate;
Page 64 ~ Duplicate - serial 38 encl page 6;
Page 65 ~ Duplicate - serial 38 encl page 7;
Page 66 ~ Duplicate - serial 38 encl page 8;
Page 67 ~ Duplicate - serial 38 encl page 9;
Page 68 ~ Duplicate - serial 38 encl page 10;
Page 69 ~ Duplicate - serial 38 encl page 11;
Page 70 ~ Duplicate - serial 38 encl page 12;
Page 71 ~ Duplicate;
Page 72 ~ Duplicate - serial 38 encl page 14;
Page 73 ~ Duplicate - serial 38 encl page 15;
Page 74 ~ Duplicate - serial 38 encl page 16;
Page 75 ~ Duplicate - serial 38 encl page 17;
Page 76 ~ Duplicate - serial 38 encl page 18;
Page 77 ~ Duplicate - serial 38 encl page 19;
Page 78 ~ Duplicate - serial 38 encl page 20;
Page 79 ~ Duplicate - serial 38 encl page 21;
Page 80 ~ Duplicate - serial 38 encl page 22;
Page 81 ~ Duplicate - serial 38 encl page 23;
Page 82 ~ Duplicate - serial 38 encl page 24;
Page 83 ~ Duplicate - serial 38 encl page 25;
Page 84 ~ Duplicate - serial 38 encl page 26;
Page 85 ~ Duplicate - serial 38 encl page 27;
Page 86 ~ Duplicate - serial 38 encl page 28;
Page 87 ~ Duplicate - serial 38 encl page 29;
Page 88 ~ Duplicate - serial 38 encl page 30;
Page 89 ~ Duplicate - serial 38 encl page 31;

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX
X Deleted Page(s) X
X No Duplication Fee X
X For this Page X
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX



FREEDOM OF INFORMATION
AND
PRIVACY ACTS

SUBJECT. Ralph Joseph Sigler



FEDERAL BUREAU OF INVESTIGATION

(Writ of Summons)
Md. Rule 107

No. D-3881 Law

THE STATE OF MARYLAND,

ANNE ARUNDEL COUNTY, to wit

EDGAR & CLARK

You are hereby Summoned

Party or Parties unknown Who are or
Were Members of The Federal Bureau of
Investigation in 1976
Federal Bureau of Investigation
Pennsylvania Avenue Between Ninth and
Tenth Streets, N. W.
Washington, D. C.

William H. Webster, Director
Federal Bureau of Investigation
Pennsylvania Avenue Between
Ninth and Tenth Streets, N. W.
Washington, D. C.

Serve:

to the Circuit Court for Anne Arundel County Sixty (60) days from day of service next to answer an action at
the suit of

Ilse M. Sigler, as Personal
Representative of the Estate
of Ralph J. Sigler, Deceased
and

Ilse M. Sigler, Individually
10053 Kenworthy Street
El Paso, Texas, 79924
and

Karin (Sigler) Mears, Individually
10053 Kenworthy Street
El Paso, Texas 79924

and have you then and there this writ.

WITNESSES: The Honorable Judges of the Circuit Court for Anne Arundel County, Maryland.

ISSUED the 17 day of April . 19 79

TO THE PERSON(S) SUMMONED:

Personal attendance in Court on the day named in the summons is not required; you have sixty days from
the day of service to answer or make your defense. If you fail to assert a defense within the time named, the
plaintiff may obtain judgment by default against you, which may be extended to final judgment upon proper
proof of damages.

Plaintiff's Attorney

ENCLOSURE

James E. Kenkel
7100 Baltimore Avenue
College Park, Maryland 20740

Address:

Clerk, Circuit Court for Anne Arundel County.

MORE, CLERK

DEPUTY

IN THE CIRCUIT COURT FOR ANNE ARUNDEL COUNTY, MARYLAND

ILSE M. SIGLER, as Personal
Representative of the Estate
of Ralph J. Sigler, Deceased

*

*

and

*

ILSE M. SIGLER, Individually
10053 Kenworthy Street
El Paso, Texas 79924

*

*

and

*

KARIN (SIGLER) MEARS, Individually
10053 Kenworthy Street
El Paso, Texas 79924

*

*

Plaintiffs

*

vs.

*

H.R. AARONS, Individually and as
Major General, United States Army
Deputy Director, Defense Intelligence
Agency
Pentagon
Arlington, Virginia 20310

*

*

*

and

*

*

DONALD B. GRIMES, Individually and as
Colonel, United States Army
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

*

*

and

*

NOEL JONES, Individually and as Chief,
Special Operations Division, U.S. Army
Intelligence Agency
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

*

*

*

and

*

LEWIS MARTEL, Individually and as Chief
Warrant Officer, United States Army
Post Office Box 164
Fort Meade, Maryland 20705

*

*

*

and

*

JOHN SCHAFFSTALL, Individually and as
Chief Warrant Officer, United States Army
6825 Custis Parkway
Falls Church, Virginia 22042

*

*

and

*

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 EALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

SEA CODE 301 277-1700

ODELL L. KING, Individually and as Chief *
Warrant Officer, United States Army *
Headquarters, U.S. AINTA *
Fort Meade, Maryland 20705 *

and *

DONNALL J. DRAKE, Individually and as *
Chief Warrant Officer, United States Army *
Headquarters, U.S. AINTA *
Fort Meade, Maryland 20705 *

and *

PETER CONWAY, Individually and as Project *
Officer, U.S. Army Intelligence *
Headquarters, U.S. AINTA *
Fort Meade, Maryland 20705 *

and *

CARLOS ZAPATA, Individually and as Chief *
Warrant Officer, United States Army *
5116 Mumm Lane *
El Paso, Texas 79924 *

and *

PARTY OR PARTIES UNKNOWN WHO ARE OR *
WERE MEMBERS OF THE CENTRAL INTELLIGENCE *
AGENCY IN 1976 *
Central Intelligence Agency *
McLean, Virginia 22101 *
Serve: Stansfield Turner, Director *

and *

PARTY OR PARTIES UNKNOWN WHO ARE OR *
WERE MEMBERS OF THE FEDERAL BUREAU OF *
INVESTIGATION IN 1976 *
Federal Bureau of Investigation *
Pennsylvania Avenue between Ninth and *
Tenth Streets, N.W. *
Washington, D. C. *
Serve: William H. Webster, Director *
Federal Bureau of Investigation *
Pennsylvania Avenue between Ninth and *
Tenth Streets, N.W. *
Washington, D. C. *

and *

PARTY OR PARTIES UNKNOWN WHO ARE OR *
WHO WERE MEMBERS OF THE UNITED STATES *
ARMY IN 1976 *
Department of the Army *
Pentagon *
Arlington, Virginia 20310 *
Serve: Clifford Alexander, Secretary of *
the Army *
Pentagon *
Washington, D. C. *

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

DECLARATION

The Plaintiffs, Ilse M. Sigler and Karin (Sigler) Mears, individually and Ilse M. Sigler as the Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, by and through their attorneys, De Paul, Willoner and Kenkel, P. A., sue the defendants, H. R. Aarons, Donald B. Grimes, Noel Jones, Lewis Martel, John Schaffstall, Odell L. King, Donnall J. Drake, Peter Conway and Carlos Zapata and for cause of action states as follows:

COUNT I

(Intentional Infliction of Mental Distress)

Plaintiff, Ilse M. Sigler, as the qualified, duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, alleges:

At all times relevant herein, defendants Aarons, Grimes, Jones, Martel, Schaffstall, King, Drake, Conway and Zapata were active duty members of the United States Army. These defendants were assigned to the United States Army Intelligence Agency (USAINTA) headquartered at Fort Meade, Anne Arundel County, Maryland. Each and every action by these defendants described herein was taken in their individual and official capacities. Every action of each defendant described herein was taken individually and in combination, conspiracy and concert of action with the other defendants. Each and every order given and followed by these defendants in their chain of command regarding Ralph J. Sigler, Deceased, was either unauthorized, lacking in authority, illegal or apparently illegal. Further, these defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

Ralph J. Sigler, Deceased, was an active duty member of the United States Army at the time of his death. His superiors in USAINTA were defendants Aaron, Grimes and Jones. Defendants Zapata and Schaffstall were his case officers in USAINTA.

Prior to April 4, 1976 Ralph J. Sigler received orders to leave Fort Bliss, Texas, the base at which he was stationed, and to report to Fort Meade, Maryland. His release was arranged by defendant Zapata on March 30, 1976. Defendant Grimes directed that Sigler be subjected to polygraph testing while at Fort Meade.

At this time Sigler had assembled certain of his papers, effects and memorabilia at his home in El Paso, Texas. These defendants intended to deprive Sigler of possession of these documents, and to extract from him other tangible material and information relating thereto, by whatever means necessary, and thereafter did engage in extreme and outrageous conduct, including but not limited to questioning, threats, intimidations, and verbal and physical harassment, all calculated to place Sigler under the most severe type of emotional strain.

Sigler arrived in the Fort Meade area on April 4, 1976 and reported to the Howard Johnson's Motel. The following day, April 5, he had meetings with defendants Schaffstall and King, the designated polygraph operator. At all times described above defendants Schaffstall and King did engage in extreme and outrageous conduct and did exert pressure and influence on Sigler by the use of extensive questioning, threats, intimidations, and verbal and physical harassment.

On April 6, 1976 defendant Martel was assigned to handle Sigler's case. On that day Martel and defendant Jones met collectively with Sigler in the motel room. On April 7, Martel returned, spending five and one-half hours with Sigler. At all times described above defendants Martel and Jones did engage in

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

extreme and outrageous conduct, and did exert pressure and influence on Sigler by the use of extensive questioning, threats, intimidations and verbal and physical harassment.

On April 8, 1976 defendant King met with Sigler. Later that day defendant Martel arrived in Sigler's room. As a direct and proximate result of the extreme and outrageous conduct engaged in by these defendants, Sigler acknowledged the existence of documents and items in El Paso. Martel then unduly pressured Sigler to call his wife, Ilse Sigler, one of the Plaintiffs herein, and to instruct her to make certain of this material available to defendant Schaffstall.

Defendant Schaffstall, who had gone to El Paso to await further instructions from the other defendants, did appear at the Sigler residence sometime after 6:00 p.m. on April 8, 1976. Acting pursuant to instructions from the other defendants and in furtherance of the conspiracy described herein, Schaffstall did seize documents and effects belonging to Ralph J. Sigler, Deceased, and brought the material to Fort Meade.

On April 9, 1976 defendant Martel spent the entire day with Sigler, and did engage in extreme and outrageous conduct, including but not limited to extensive questioning, threats, intimidations, and verbal and physical harassment, all calculated to exacerbate and continue Sigler's state of extreme mental and emotional strain.

On April 10, 1976 defendants Jones and Martel met with Sigler in the motel room, during which time the defendants did engage in extreme and outrageous conduct, including but not limited to extensive questioning, threats, intimidations and verbal and physical harassment, all calculated to exacerbate and continue Sigler's state of extreme mental and emotional strain. Sigler was given a bound book and told to write down certain recollections. On this same day Sigler wrote a letter to his

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740
AREA CODE 301 277-1700

wife, Ilse Sigler, one of the plaintiffs herein, and told her that the mental and physical strain and jeopardy to which he had been subjected was caused by certain of the named defendants, that is H.R. Aarons, Donald Grimes, Noel Jones, John Schaffstall, and Carlos Zapata.

The defendants postponed Sigler's return to El Paso, scheduled for April 10, 1976 in order to continue his extreme emotional and psychological strain. On April 12, 1976 defendant Martel took Sigler to the Holiday Inn in Jessup, Maryland. As a direct and proximate result of his extreme emotional distress, Sigler surrendered to Martel the book given to him two days earlier in which he had entered certain written statements. Martel took the book to USAINTA Headquarters at Fort Meade in order that its contents be reviewed by certain of these defendants. Martel returned later to the Holiday Inn with defendant Conway, at which time they did engage in extreme and outrageous conduct, and did conduct a taping session in which Sigler, in a continuing state of extreme emotional strain, was pressured through questioning, threats, intimidations and verbal and physical harassment to explain his written statements recorded in the bound book.

On April 13, 1976 defendant King administered a polygraph examination to Sigler in his room after visit with defendant Martel. The defendants utilized Sigler's emotional investment in the results of the examination to keep him in a state of extreme mental distress.

On April 13, 1976 certain of the defendants, including but not limited to Noel Jones, Louis Martel, John Schaffstall and Donald B. Grimes, had communications at USAINTA Headquarters at Fort Meade regarding the disposition of Ralph J. Sigler. The decision was made to bring Sigler to USAINTA Headquarters for

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

the purpose of subjecting him to further questioning, threats, intimidations and verbal and physical harassment, all calculated to continue his state of extreme emotional and mental strain. The interrogation was to be conducted by defendant Drake.

The extreme and outrageous conduct of these defendants, individually and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, during which time they subjected Ralph J. Sigler to continuous questioning, threats, intimidations and verbal and physical harassment, directly and proximately resulted in the death of Ralph J. Sigler on April 13, 1976 by electrocution in his motel room. Sigler died as a consequence of the physical, mental and emotional injuries inflicted on him by these defendants, or took his own life due to the anxiety and emotional stress to which he was subjected, or some combination of the above described factors caused the death of Ralph J. Sigler. For these wrongful acts and omissions the defendants are liable to the Estate of Ralph J. Sigler in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

WHEREFORE, Plaintiff, Ilse Sigler, as Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, demands judgment against the defendants, Aarons, Grimes, Jones, Martel, Schaffstall, King, Drake, Conway and Zapata, jointly and severally in this Count I in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

COUNT II
(False Imprisonment)

Plaintiff, Ilse M. Sigler, as the qualified, duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, alleges:

All of the allegations of fact contained in Count I of this

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740
AREA CODE 301 277-1700

Declaration are incorporated herein by reference and are made a part hereof, and further,

At all time relevant herein, each and every order given and followed by these defendants in their chain of command regarding Ralph J. Sigler, Deceased, was either unauthorized, lacking in authority, illegal, or apparently illegal. Further, these defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

The defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, did unlawfully, forcibly and maliciously detain, confine and isolate Ralph J. Sigler, Deceased, against his will, without legal authority to do so, by the use of extensive questioning, threats, intimidations and verbal and physical harassment. Sigler was thereby placed in apprehension of an immediate harmful contact, and submitted against his will, to the imprisonment, demands and conditions imposed on him by these defendants.

By reason of the imprisonment perpetrated by the defendants, Ralph J. Sigler, Deceased, was deprived of his liberty and suffered extreme emotional stress such that he could not protect himself. As a direct and proximate result of the acts and omissions, hereinabove complained of, Ralph J. Sigler died on April 13, 1976. The defendants are liable to the Estate of Ralph J. Sigler in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

WHEREFORE, plaintiff, Ilse Sigler, as Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, demands judgment against the defendants, Aarons, Grimes, Jones, Martel,

LAW OFFICES
DEPAUL, WILLONER AND KENNEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

Scaffstall, King, Drake, Conway and Zapata, jointly and severally in this Count II in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

COUNT III

(Conversion)

Plaintiffs, Ilse M. Sigler and Karin (Sigler) Mears, individually and Ilse M. Sigler, as the qualified, duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, alleges:

All of the allegations of fact contained in Counts I and II of this Declaration are incorporated herein by reference and are made a part hereof, and further,

At all times relevant herein, each and every order given and followed by these defendants in their chain of command regarding Ralph J. Sigler, Deceased, was either unauthorized, lacking in authority, illegal or apparently illegal. Further, these defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

The defendants, individually and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, did unlawfully and wrongfully take possession of certain papers, effects and memorabilia of Ralph J. Sigler on April 8, 1976 and April 13, 1976, and converted the same to their own use to the damage of Ralph J. Sigler, Deceased, and Ilse Sigler and Karin (Sigler) Mears, plaintiffs herein, in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

WHEREFORE, Plaintiffs, Ilse M. Sigler and Karin (Sigler) Mears, individually and Ilse M. Sigler, as the qualified duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, demands judgment against the defendants, Aarons, Grimes, Jones, Martel, Schaffstall, King, Drake, Conway and Zapata, jointly and severally in this Count III in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

COUNT IV

(Gross Negligence)

Plaintiff, Ilse M. Sigler, as the qualified, duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, alleges:

All of the allegations of fact contained in Counts I, II and III of this Declaration are incorporated by reference and are made a part hereof, and further,

At all times relevant herein, each and every order given and followed by these defendants in their chain of command regarding Ralph J. Sigler, Deceased, was either unauthorized, lacking in authority, illegal, or apparently illegal. Further, these defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

The defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government did place Ralph J. Sigler, Deceased, in a position of extreme danger by virtue of the emotional strain to which these defendants subjected him continuously between April 4 and April 13, 1976. As a result of their willful, wanton and reckless acts, the defendants were under a duty to protect Sigler. The defendants

LAW OFFICES
DEPAUL, WILLONER AND KENNEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

knew, or should have reasonably known, that Sigler was likely to take his own life because their willful, wanton and reckless acts were purposely calculated to induce him to commit suicide. The defendants breached their duty to Sigler in that they purposely failed to protect him, thereby acting in a grossly negligent manner, which directly and proximately resulted in the death of Ralph J. Sigler, all to the damage of his estate in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) compensatory, and TEN MILLION DOLLARS (\$10,000,000.00) punitive damages, plus costs.

WHEREFORE, plaintiff, Ilse Sigler, as Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, demands judgment against the defendants, Aarons, Grimes, Jones, Martel, Schaffstall, King, Drake, Conway and Zapata, jointly and severally in this Count IV in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) compensatory and TEN MILLION DOLLARS (\$10,000,000.00) punitive damages, plus costs.

COUNT V

(Wrongful Death)

Plaintiff, Ilse M. Sigler, as the qualified, duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, alleges:

All of the allegations of fact contained in Counts I, II, III, and IV of this Declaration are incorporated herein by reference and made a part hereof, and further,

Ralph J. Sigler was a man of forty-seven (47) years of age, gainfully employed as a CWO with the United States Army on active duty, in good health, married to Ilse Sigler and the father of Karin (Sigler) Mears at the time of his death, with a life expectancy of over twenty-six (26) years and a work life expectancy of over twenty-three (23) years. His total earnings during his work life expectancy, less his personal living

LAW OFFICES
DEPAUL, WILLOMER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

expenses, would have exceeded SIX HUNDRED NINTY THOUSAND DOLLARS (\$690,000.00). Ilse Sigler, the surviving spouse, and plaintiff herein, was dependent on Ralph J. Sigler for financial support, and together with Karin (Sigler) Mears, have lost the comfort, companionship, protection, attention and financial support of Ralph J. Sigler, husband and father, and further, the plaintiffs, Ilse Sigler and Karin (Sigler) Mears, have incurred great amounts of mental anguish, shock, emotional pain and suffering accompanying the death of Ralph J. Sigler.

WHEREFORE, the plaintiffs, Ilse Sigler and Karin (Sigler) Mears, individually, demand judgment against the defendants, Aarons, Grimes, Jones, Martel, Schaffstall, King, Drake, Conway and Zapata jointly and severally in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) plus costs.

COUNT VI

(Violations of Constitutional Rights)

Plaintiffs, Ilse M. Sigler and Karin (Sigler) Mears, individually, and Ilse M. Sigler, as the qualified, duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, allege:

Ralph J. Sigler, Deceased, possessed the following rights guaranteed by the first, fourth and fifth amendments to the Constitution of the United States of America: 1. To exercise free speech without unlawful governmental intrusion and interference, 2. To be free from unlawful governmental intrusion and interference in his thoughts and associations, 3. To be secure in his home, person, papers and effects against unreasonable searches and seizures, 4. To be secure in the privacy of his thoughts and communications against unreasonable searches and seizures, 5. That he would not be deprived of his life, liberty or property without due process of law, and 6. That he would not be compelled to be a witness against himself.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

Ilse M. Sigler and Karin (Sigler) Mears possess the following rights guaranteed by the fourth and fifth amendments to the Constitution of the United States of America: 1. To be secure in their persons, home, papers and effects against unreasonable searches and seizures, and 2. That they will not be deprived of their property without due process of law.

Beginning sometime prior to March 30, 1976 and continuing to the present, the defendants, individually and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, have effectively deprived Ralph J. Sigler, Deceased, Ilse Sigler and Karin (Sigler) Mears of their above described constitutional rights, as hereinafter more fully appears.

The defendants, pursuant to the agreement entered into before Ralph J. Sigler was ordered to Fort Meade, Maryland, intended to prevent the exercise of his right of free speech in connection with certain papers, effects, and memoirs i.e. the publication of a book about his career in the U. S. Army. Ralph J. Sigler, Deceased, was in fact deprived of the rights guaranteed him by the first amendment in that these defendants illegally and unreasonably seized his papers, effects and memorabilia in order that they not be the substance of any publication. Further, the defendants, individually, and in combination, conspiracy and concert of action, subjected Sigler to extreme emotional distress between April 4 and April 13, 1976 for the purpose of causing him to take his own life, thereby ensuring that he not exercise his first amendment rights. Finally, by subjecting Sigler to continuous questioning, threats, intimidations and verbal and physical harassment, these defendants violated his first amendment rights to be free from government intrusion in his thoughts and associations. As a direct and proximate result of the actions of these defendants, as described above, the life of Ralph J. Sigler ended on April

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

13, 1976, thereby culminating the deprivation of the rights guaranteed him by the first amendment.

As described above, the defendants herein intended to deprive Sigler of possession of his papers and effects by whatever means necessary, including illegal and unreasonable searches in violation of the fourth amendment. At all times relevant herein, the defendants did engage in extreme and outrageous conduct for the purpose of facilitating the search of the Sigler residence and the seizure of personal papers and effects. At no time did Ralph and Ilse Sigler and Karin (Sigler) Mears voluntarily consent to the search of their home and the seizure of their property. The defendants instead procured limited permission to enter the Sigler residence by fraud and coercion, and only after subjecting Ralph J. Sigler to extreme duress. Thus on April 8, 1976, defendant Schaffstall, acting pursuant to instructions from other defendants and in furtherance of the conspiracy directed from USAINTA Headquarters at Fort Meade, did illegally and unreasonably search the home of Ralph and Ilse Sigler and Karin (Sigler) Mears, and did illegally and unreasonably seize papers and effects belonging to them, all in violation of the fourth amendment to the Constitution of the United States of America.

Considered in their totality, the questioning, threats, intimidation and verbal and physical harassment, together with the extended separation from home and family secured by these defendants constituted an illegal and unreasonable seizure of the person of Ralph J. Sigler, in violation of his rights under the fourth amendment. Sigler did not voluntarily consent to the seizure of his person, but rather remained in the custody and control of these defendants because of the duress and strain he experienced at their hands.

LAW OFFICES
DEPAUL, WILLONER AND KENNEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740
AREA CODE 301 277-1700

The illegal and unreasonable seizure of the person of Ralph J. Sigler, perpetrated by the defendants, individually, and in combination, conspiracy and concert of action, during which the defendants subjected him to continuous questioning, threats and intimidation for a period of nine days, ended with his death on April 13, 1976. The death of Ralph J. Sigler was a direct and proximate result of the deprivation by the defendants, acting individually, and in combination, conspiracy and concert of action, of the rights guaranteed him by the fourth amendment to the Constitution of the United States of America.

The defendants, individually, and in combination, conspiracy and concert of action, took measures on April 13, 1976 calculated to ensure that their deprivation of the fourth amendment rights of Ralph J. Sigler would remain undetected in the aftermath of his death. Pursuant to communications between themselves, defendants Martel, Jones, Grimes and Drake met at Sigler's room at the Holiday Inn and collectively conducted an illegal and unreasonable search in violation of the fourth amendment. After completion of this illegal and unreasonable search of the motel room and seizure of papers and effects, defendant Jones communicated with defendants Schaffstall and Zapata. On April 17, 1976 defendant Schaffstall travelled to El Paso and communicated with defendant Zapata.

To the present time, the defendants, individually and in combination, conspiracy and concert of action, have taken measures calculated to ensure that their deprivation of the fourth amendment rights of Ralph and Ilse Sigler and Karin (Sigler) Mears would remain undetected. According to the last will and testament of Ralph J. Sigler, Ilse Sigler and Karin (Sigler) Mears are the successors to the papers, effects and memorabilia seized by the defendants, as yet unreturned.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

Ralph J. Sigler, Deceased, Ilse Sigler and Karin (Sigler) Mears were deprived of their property without due process of law in violation of the fifth amendment, in that these defendants illegally and unreasonably seized the papers and effects of Ralph J. Sigler, Deceased, and continued to wrongfully withhold them from the successors to the property under Sigler's will, his surviving spouse and child, Ilse Sigler and Karin (Sigler) Mears, plaintiffs herein.

The defendants, pursuant to the agreement entered into before Ralph J. Sigler was ordered to Fort Meade, Maryland subjected Sigler to severe emotional distress by the use of extensive questioning, threats, intimidation, and verbal and physical harassment. The defendants, individually, and in combination, conspiracy and concert of action, isolated, confined and detained Ralph J. Sigler in two hotels in the Fort Meade, Maryland area for a total of nine days. Sigler was thereby deprived of his liberty without due process of law as was his right guaranteed by the fifth amendment.

The defendants, pursuant to the agreement entered into before Ralph J. Sigler was ordered to Fort Meade, Maryland and continuing during their deprivation of his liberty in violation of the fifth amendment, intended either to force Sigler to end his own life or to take Sigler's life. The defendants, individually, and in combination, conspiracy and concert of action, deprived Sigler of his life without due process of law on or about the 13th day of April, 1976, either 1) causing a current of electricity to pass through his body or 2) placing him in an extreme position of danger by virtue of the continuous emotional strain to which he had been subjected and then failing to protect him. Either action by these defendants directly and proximately resulted in the death of Ralph J. Sigler, and were thus in violation of his rights guaranteed by the fifth amendment.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740
AREA CODE 301 277-1700

The defendants, pursuant to the agreement entered into before Ralph J. Sigler was ordered to Fort Meade, Maryland, intended to deprive Sigler of his right not to be compelled to be a witness against himself. The defendants, individually and in combination, conspiracy and concert of action, forced Sigler to make statements by the use of extensive questioning, threats, intimidation and verbal and physical harassment. Sigler did not voluntarily, knowingly and intelligently give written and oral testimony to these defendants, nor consent to the seizure of testimonial documents by them, as described above, but rather the evidence was produced while he was under duress and extreme emotional strain caused by these defendants, all in violation of his rights guaranteed by the fifth amendment.

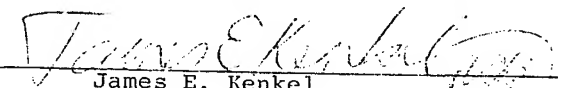
The defendants, individually, and in combination, conspiracy and concert of action, have perpetrated various violations of the first, fourth and fifth amendments to the U.S. Constitution all to the damage of Ralph J. Sigler, Deceased, Ilse M. Sigler and Karin (Sigler) Mears in the amount of SEVEN MILLION FIVE HUNDRED THOUSAND DOLLARS (\$7,500,000.00) compensatory and FIFTEEN MILLION DOLLARS (\$15,000,000.00) punitive damages, plus costs.

WHEREFORE, the plaintiffs, Ilse M. Sigler and Karin (Sigler) Mears, individually and Ilse M. Sigler, as the qualified duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler, Deceased, demand judgment against the defendants, Aarons, Grimes, Jones, Martel, Schaffstall, King, Drake, Conway and Zapata jointly and severally in the amount of SEVEN MILLION FIVE HUNDRED THOUSAND DOLLARS (\$7,500,000.00) compensatory and FIFTEEN MILLION DOLLARS (\$15,000,000.00) punitive damages, plus costs.

Respectfully submitted,

DE PAUL, WILLONER AND KENKEL, P. A.

By


James E. Kenkel
Attorney for Plaintiffs

TRUE COPY,

ST: W. GABRIEL LAFRANCIS CLERK

W. Blackwell DEPUTY

LAW OFFICES
DE PAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

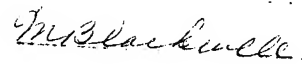
PRAYER FOR JURY TRIAL

Pursuant to Rule 343 of the Maryland Rules of Procedure,
the Plaintiffs demand a jury trial as to all issues of fact
contained herein.


James E. Kenkel

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

CLERK
 DEPUTY

FEDERAL GOVERNMENT

Assistant Attorney General
Civil Division
Attn: Raymond M. Larizza, Esq.

May 15, 1979

Assistant Director - Legal Counsel
Federal Bureau of Investigation

1 - Civil Lit. Unit
1 - Mr. Murphy

ILSE M. SIGLER, et al. v. *five*
MAJOR GENERAL C. J. LEVAN, et al.
(U.S.D.C., D. MD)
CIVIL ACTION NO. N 78-1237

For your information a Summons and Amended Complaint, in the above-styled matter, was received by the Federal Bureau of Investigation (FBI) by way of certified mail on or about April 16, 1979. The Amended Complaint adds four non-FBI defendants to this action, which was transferred in July, 1978, from the United States District Court (U.S.D.C.) for the Western District of Texas to the U.S.D.C. for the District of Maryland.

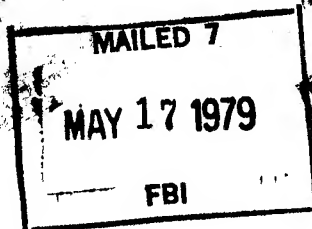
The Amended Complaint is considerably more detailed than its predecessor but is still devoid of any allegations against the FBI, save page 8 of the Amended Complaint, wherein plaintiffs aver that "on information and belief" they will show coordination of Mr. Sigler's intelligence activities between the United States Army, Central Intelligence Agency, and FBI.

This Bureau has also received, by certified mail on or about April 23, 1979, a Summons and Complaint filed in the Circuit Court for Anne Arundel County, Maryland. This state action is based on the same allegations as the Federal action. While the state action does not name Special Agent (SA) Francis J. Prasek, it does name John Doe defendants who were members of the FBI in 1976.

In a telephone call on May 8, 1979, Mr. Raymond Larizza of your office advised SA Bernard J. Murphy of our Civil Litigation Unit that he was aware of the filing of both the Amended Complaint and the Maryland action. He advised that

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Lic Affs. Off. _____
Ine Rm. _____
Sec'y _____

BJM:kat
(5)



REC-5
DE-48

V-65

62-117536-38

23 MAY 21 1979

MAIL ROOM ☒

Assistant Attorney General
Civil Division

he intends to remove the state action to the Federal District Court and thereafter file a motion to dismiss the Federal action insofar as the naming of unknown parties acting in their official capacities is construed to be an attempt to sue the United States Government. Mr. Larizza advised that he needs no further information or documents from the FBI at this time.

Should there be any further need of assistance from this Bureau, you may contact SA Murphy at 324-3601.

glt

APPROVED:

Dir. _____
Asst. Dir. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Lab. _____
Legal Coun. _____

Legal Coun. *glt* _____
Plan. & Insp. _____
Rec. Mgmt. _____
Tech. Serv. _____
Training _____
Public Affs. Off. _____

United States District Court

FOR THE
DISTRICT OF MARYLAND

SUMMONS

CIVIL ACTION FILE NO. N-78-1237

ILSE M. SIGLER, as Personal Representative of the Estate of Ralph J. Sigler, Deceased and ILSE M. SIGLER, Individually and KARIN (SIGLER) MEARS, Individually, Md.

Plaintiffs

vs.

C. J. LE VAN, Individually and as Major General, United States Army; DONALD B. GRIMES, Individually and as Colonel, United States Army; H. R. AARONS, Individually and as Major General, United States Army; NOEL JONES, Individually and as Chief, Special Operations Division, U.S. Army; CARLOS ZAPATA, Individually and as Chief Warrant Officer, United States Army; FRANCES (JOE) PRASEK, Individually and as Special Agent, Federal Bureau of Investigation; LEVIS MARTEL, Individually and as Chief Warrant Officer, United States Army; JOHN SCHAFFSTALL, Individually and as Chief Warrant Officer, United States Army; DONNALL J. DRAKE, Individually and as Chief Warrant Officer, United States Army; ODELL L. KING, Individually and as Chief Warrant Officer, United States Army; PETER CONWAY, Individually and as Project Officer, U. S. Army Intelligence; CLIFFORD ALEXANDER, Secretary of the Army; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE CENTRAL INTELLIGENCE AGENCY IN 1976; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE FEDERAL BUREAU OF INVESTIGATION IN 1976; and PARTY OR PARTIES UNKNOWN WHO ARE OR WHO WERE MEMBERS OF THE UNITED STATES ARMY IN 1976,

Defendants

To the above named Defendants : DONNALL J. DRAKE; ODELL L. KING; PETER CONWAY; CLIFFORD ALEXANDER, Secretary of the Army; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE CENTRAL INTELLIGENCE AGENCY IN 1976; and PARTY OR PARTIES WHO ARE OR WERE MEMBERS OF THE FEDERAL BUREAU OF INVESTIGATION IN 1976.

You are hereby summoned and required to serve upon

JAMES E. KENKEL, Esquire

plaintiff's attorney , whose address is: DePAUL, WILLONER AND KENKEL
7100 Baltimore Avenue
College Park, Maryland 20740

an amended answer to the ~~complaint~~ ^{amended} which is herewith served upon you, within 60 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the ^{amended} ~~complaint~~.

PAUL R. SCHLITZ

TRUE COPY
TEST: 4/10/79

Date: April 10, 1979

PAUL R. SCHLITZ
Clerk

By C. A. Huler
Deputy Clerk

Clerk of Court.

Deputy Clerk

[Seal of Court]

NOTE:--This summons is issued pursuant to Rule 4 of the Federal Rules of Civil Procedure.

This case is assigned to
Judge Ed. Northey For
case information contact
Courtroom Deputy Clerk
Mr. James Walker
Room 404 Phone 9622

ENCLOSURE

62-117536

Leave "GRANTED" to file Amended Complaint herein,
this 2nd day of April, 1979.

LAW OFFICES
DEPAUL WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

[Signature]
Edward S. Northrop,
Chief U.S. District Judge

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

ILSE M. SIGLER, as Personal
Representative of the Estate
of Ralph J. Sigler, Deceased

and

ILSE M. SIGLER, Individually

and

KARIN (SIGLER) MEARS, Individually

Plaintiffs

vs.

C.J. LE VAN, Individually and as
Major General, United States Army
Office of Joint Chiefs of Staff
Pentagon
Arlington, Virginia 20310

and

DONALD B. GRIMES, Individually and as
Colonel, United States Army
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

and

H.R. AARONS, Individually and as
Major General, United States Army
Deputy Director, Defense Intelligence
Agency
Pentagon
Arlington, Virginia 20310

and

NOEL JONES, Individually and as Chief,
Special Operations Division, U.S. Army
Intelligence Agency
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

and

CARLOS ZAPATA, Individually and as Chief
Warrant Officer, United States Army
5116 Mumm Lane
El Paso, Texas 79924

and

FRANCES (JOE) PRASEK, Individually and
as Special Agent, Federal Bureau of
Investigation
U.S. Federal Courthouse
Phoenix, Arizona

and

RECEIVED
MAR 30 3 00 PM '79
U.S. DISTRICT COURT
DISTRICT OF MARYLAND

Docket No. N-78-1237

md.

LEWIS MARTEL, Individually and as Chief
Warrant Officer, United States Army
Post Office Box 164
Fort Meade, Maryland 20705

and

JOHN SCHAFFSTALL, Individually and as
Chief Warrant Officer, United States Army
6825 Custis Parkway
Falls Church, Virginia 22042

and

DONNALL J. DRAKE, Individually and as
Chief Warrant Officer, United States Army
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

and

ODELL L. KING, Individually and as Chief
Warrant Officer, United States Army
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

Docket No. N-78-1237

md.

and

PETER CONWAY, Individually and as Project
Officer, U.S. Army Intelligence
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

and

CLIFFORD ALEXANDER
Secretary of the Army
Pentagon
Washington, D.C.

and

PARTY OR PARTIES UNKNOWN WHO ARE OR
WERE MEMBERS OF THE CENTRAL INTELLIGENCE
AGENCY IN 1976
Central Intelligence Agency
McLean, Virginia 22101
Serve: Stansfield Turner, Director
Central Intelligence Agency
McLean, Virginia 22101

and

PARTY OR PARTIES UNKNOWN WHO ARE OR
WERE MEMBERS OF THE FEDERAL BUREAU OF
INVESTIGATION IN 1976
Federal Bureau of Investigation
Pennsylvania Avenue between Ninth and
Tenth Streets, N.W.
Washington, D.C.
Serve: William H. Webster, Director
Federal Bureau of Investigation
Pennsylvania Avenue between Ninth and
Tenth Streets, N.W.
Washington, D.C.

and

LAW OFFICES
DEPAUL, WILLONER AND KENNEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

PARTY OR PARTIES UNKNOWN WHO ARE OR *
WHO WERE MEMBERS OF THE UNITED STATES *
ARMY IN 1976 *
Department of the Army *
Pentagon * Docket No. N-78-1237
Arlington, Virginia 20310 *
Serve: Clifford Alexander, Secretary of *
the Army *
Pentagon *
Washington, D.C. *
*
*

FIRST AMENDED COMPLAINT

I
JURISDICTION

This action is brought for money damages under the first, fourth and fifth Amendments to the Constitution of the United States of America, and under the laws of the State of Maryland, as hereinafter more fully appears.

This Court has jurisdiction over this action under 28 U.S.C. §1331(a) and by virtue of the doctrine of pendent jurisdiction.

II
VENUE

Proper venue of this action lies in the District of Maryland by virtue of the express language of 28 U.S.C. §1391(b), (e) (1) and (2). Certain named defendants, officers and employees of the United States Army, acting in their official capacity at all times relevant herein, reside in the District of Maryland. Further, Plaintiffs' claims arose in the District of Maryland, as hereinafter more fully appears.

III
PARTIES

A. Plaintiffs

Ralph J. Sigler died on April 13, 1976 in Anne Arundel County, Maryland while serving on active duty as Chief Warrant Officer with the United States Army. Sigler was an intelligence agent under the direct command and control of the United States Army Intelligence Agency (USAINTA). At the time of his death he

LAW OFFICES
DEPAUL, WILSONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

was assigned to the Combat Developments Directorate, U.S. Army Defense School, Fort Bliss, El Paso, Texas, on temporary duty to the USAINTA, Fort Meade, Maryland.

ILSE M. SIGLER is the qualified, duly appointed Independent Executrix of the Will of the Estate of Ralph J. Sigler by virtue of the Letters of Administration executed by the Clerk of the County Court, El Paso, Texas. As Sigler's surviving spouse she may recover money damages under the Maryland Wrongful Death Statute, Cts. & Jud. Proc. Art., MD. ANN. CODE, §3-901 et seq. Additionally, certain rights guaranteed her by the fourth and fifth amendments to the Constitution of the United States of America have been violated by the Defendants named herein.

KARIN (SIGLER) MEARS is the sole surviving child of Ralph J. Sigler, deceased, and a beneficiary under his will. Additionally, certain rights guaranteed her by the fourth and fifth amendments to the Constitution of the United States of America have been violated by the Defendants named herein.

B. Defendants

MAJOR GENERAL C.J. LE VAN, United States Army, was the commanding general of Fort Bliss, Texas between June, 1973 and June, 1976, with administrative control and responsibility for Ralph J. Sigler. Defendant LE VAN was informed of Ralph J. Sigler's work for USAINTA, and was notified of certain of Sigler's specific intelligence activities. The actions of Defendant Le Van described herein were taken in both his individual and official capacities.

COLONEL DONALD B. GRIMES, United States Army, was assigned to USAINTA at Fort Meade, Maryland at all times relevant herein. He was the immediate superior officer of Defendant Jones and Defendants Schaffstall, Martel and Zapata were in his chain of command. Defendant Aarons was one of his superior officers. The actions of Defendant Grimes described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

MAJOR GENERAL H.R. AARONS, United States Army, was Assistant Chief of Staff for Intelligence at all times relevant herein, with operational control and responsibility for Ralph J. Sigler. He was aware of the identity and role of Ralph J. Sigler in USAINTA. The actions of Defendant Aarons described herein were taken in both his individual and official capacities. He reviewed the actions taken with respect to Ralph J. Sigler described herein.

NOEL E. JONES was Chief, Special Operations Section, USAINTA, Fort Meade, Maryland at all times relevant herein. He was a superior to Defendants Schaffstall, Martel and Zapata in USAINTA. Defendant Grimes was his immediate superior and Defendant Aarons was one of his superiors. The actions of Defendant Jones described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

CHIEF WARRANT OFFICER CARLOS ZAPATA, United States Army, was assigned to USAINTA at all times relevant herein. Defendant Zapata was a case officer, along with Defendants Schaffstall and Prasek, of Ralph J. Sigler at the time of his death. Defendant Zapata's superiors in USAINTA were Defendants Jones and Grimes. The actions of Defendant Zapata described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

FRANCES (JOE) PRASEK, Special Agent, Federal Bureau of Investigation had responsibility for coordinating Ralph J. Sigler's intelligence activities at all times relevant herein. Defendant Prasek, along with Defendants Schaffstall and Zapata, was a case officer of Ralph J. Sigler at the time of his death. The actions of Defendant Prasek described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

CHIEF WARRANT OFFICER LEWIS MARTEL, United States Army,

LAW OFFICES
WILLONER AND KENNEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740
AREA CODE 301 277-1700

was assigned to USAINTA at Fort Meade, Maryland at all times relevant herein. Defendant Schaffstall was his immediate superior officer, and Defendants Aarons, Grimes and Jones were all his superiors in the chain of command. The actions of Defendant Martel described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

JOHN SCHAFFSTALL, United States Army Retired, was assigned to USAINTA at Fort Meade, Maryland at all times relevant herein. Defendant Schaffstall was a case officer, along with Defendants Prasek and Zapata, of Ralph J. Sigler at the time of his death. His immediate superior was Defendant Jones and Defendants Aarons and Grimes were his superior officers. The actions of Defendant Schaffstall described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

CHIEF WARRANT OFFICER DONNALL J. DRAKE, United States Army, was assigned to USAINTA at Fort Meade, Maryland at all times relevant herein. Defendant Drake was to conduct an interrogation of Ralph J. Sigler, deceased, at Fort Meade, Maryland. The actions of Defendant Drake described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

CHIEF WARRANT OFFICER ODELL L. KING, United States Army, was assigned to USAINTA at Fort Meade, Maryland at all times relevant herein. Defendant King is, on information and belief, a polygraph operator who administered a polygraph examination to Ralph J. Sigler, deceased. The actions of Defendant King described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

PETER CONWAY was assigned to USAINTA at Fort Meade,

LAW OFFICES
DEPAUL, WILLONER AND KENNEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

Maryland at all times relevant herein. He was a project officer of Ralph J. Sigler at the time of Sigler's death. The actions of Defendant Conway described herein were taken in both his individual and official capacities. The actions taken regarding matters described herein were reviewed by his superiors.

CLIFFORD ALEXANDER, Secretary of the Army, presently has actual or constructive possession of certain property, papers and effects belonging to the estate of Ralph J. Sigler and Ilse M. Sigler and Karin (Sigler) Meers, individually, as more fully appears below, and is the successor in office to the Secretary of the Army at all times relevant herein.

IV
BACKGROUND OF CONTROVERSY

Ralph J. Sigler was born in Hertnik, Czechoslovakia on May 24, 1928. He became a naturalized American citizen in 1955. Mr. Sigler joined the United States Army in 1947 at the age of 17. After serving in various posts in the United States and abroad, Mr. Sigler became a counter-intelligence agent for the United States for an intelligence unit of the United States Army in the late 1960's.

From the late 1960's through April, 1976, Mr. Sigler's assigned duties from that intelligence unit included the selling of information to intelligence agents of various foreign powers regarding United States Army radar and missile systems. In return for this information Mr. Sigler would receive substantial sums of money from these foreign powers. Upon receipt of such sums of money, Mr. Sigler would arrange for such sums to be accounted for or turned over to his superiors in accordance with his orders.

Ralph J. Sigler's mission was two-fold in nature. First, a portion of the information sold to these foreign powers was designed to mislead them regarding United States Army radar and missile capability. Secondly, Sigler was to identify as many "foreign operatives" as possible.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

On information and belief, Plaintiffs would show the Court that all of Ralph J. Sigler's assigned duties were coordinated between the United States Army intelligence apparatus, the Central Intelligence Agency, and the Federal Bureau of Investigation that Ralph J. Sigler maintained close contacts with all of the above entities through various of the Defendants herein, that Mr. Sigler's duties not only encompassed activities in the geographic boundaries of the United States, but also included Mexico and Europe.

Approximately in 1974, Mr. Sigler was approaching thirty (30) years of active duty with the United States Army, and thus retirement, and began assembling his memoirs with the apparent intention of writing a book after he retired. In March, 1976 he was ordered to San Francisco, California for debriefing and polygraph testing. The individuals conducting these sessions, certain of Defendants named herein, were dissatisfied with the quantity and quality of the information revealed by Sigler at that time. He was told to return to his home in El Paso, Texas and to await further instructions.

Prior to April 4, 1976 CWO4 Ralph J. Sigler received orders to report to Fort Meade, Maryland, the headquarters of the United States Army Intelligence Agency (USAINTA). Arrangements for his release from Fort Bliss, Texas were made by telephone on March 30, 1976 by Defendant CWO4 Carlos Zapata. At Fort Meade, Sigler was to be subjected to polygraph testing as directed by Defendant Colonel Donald B. Grimes. Sigler arrived in the Fort Meade area on April 4, 1976, at which time he contacted Defendant John Schaffstall, one of his case officers. On April 8, 1976, on instructions from superiors at USAINTA, Defendant Schaffstall went to El Paso to await a signal from another of the Defendants on which he could search Sigler's home and seize his documents. The Defendants postponed Sigler's return to El Paso scheduled for

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

April 10, 1976, in order to continue the extreme emotional and psychological pressure on him. On April 13, 1976 certain of the Defendants, including but not limited to Noel Jones, Louis Martel, John Schaffstall and Colonel Donald B. Grimes, had communications at USAINTA Headquarters, Fort Meade, Maryland regarding the disposition of Ralph J. Sigler. The illegal and unreasonable seizure of the person of Ralph J. Sigler, perpetrated by the Defendants, individually, and in combination, conspiracy and concert of action, during which the Defendants subjected him to continuous questioning, threats and intimidation for a period of nine days, ended with his death on April 13, 1976.

V
PROCEDURAL HISTORY

The Plaintiffs originally filed this action on February 18, 1977 in the United States District Court for the Western District of Texas, El Paso Division. The Honorable William S. Sessions, Judge, transferred the case in its entirety to the District of Maryland on June 29, 1978 pursuant to 28 U.S.C. §1404(a). On November 17, 1978 this Court conducted a status conference at which time Plaintiffs were granted leave to file this Amended Complaint.

CLAIM ONE
(Fourth Amendment)

1. Ralph J. Sigler, deceased, possessed the following rights guaranteed by the fourth amendment to the Constitution of the United States of America: 1. To be secure in his home against unreasonable searches, 2. To be secure in his papers and effects against unreasonable searches and seizures, 3. To be secure in his person against unreasonable seizures, 4. To be secure in the privacy of his thoughts and communications against unreasonable searches and seizures.

2. Ilse Sigler and Karin (Sigler) Mears, Plaintiffs herein, possess the right to be secure in their person, home,

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

papers and effects against unreasonable searches and seizures guaranteed by the fourth amendment to the Constitution of the United States of America.

3. Beginning sometime prior to March 30, 1976, and continuing to the present, the Defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, have effectively deprived Ralph J. Sigler, deceased, Ilse Sigler and Karin (Sigler) Mears of the rights guaranteed them by the fourth amendment, as hereinafter more fully appears.

4. At all times relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal or apparently illegal. Further, these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

5. Prior to April 4, 1976 CWO4 Ralph J. Sigler received orders to report to Fort Meade, Maryland, the headquarters of the United States Army Intelligence Agency (USAINTA). Arrangements for his release from Fort Bliss, Texas were made by telephone on March 30, 1976 by Defendant CWO4 Carlos Zapata. At Fort Meade, Sigler was to be subjected to polygraph testing as directed by Defendant Colonel Donald B. Grimes.

6. At the time he was ordered to report to the Fort Meade area, Sigler had assembled certain of his papers, effects and memorabilia at his home in El Paso, Texas. The Defendants herein intended to deprive Sigler of possession of these documents by whatever means necessary, including unreasonable and illegal searches and seizures in violation of the fourth amendment.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

7. Sigler arrived in the Fort Meade area on April 4, 1976, at which time he contacted Defendant John Schaffstall, one of his case officers. The two met the following day in the dining room of the Howard Johnson's Motel where Sigler had reported. Schaffstall later took Sigler to Room 404 to meet with the designated polygraph operator, Defendant Odell L. King.

8. At all times during his conversations with Sigler, Defendant Schaffstall exerted pressure and influence on Sigler by the use of extensive questioning, threats and intimidations for the purpose of depriving him of the above described documents located in the residence in El Paso. On April 8, 1976, on instructions from superiors at USAINTA, Defendant Schaffstall went to El Paso to await a signal from another of the Defendants on which he could search Sigler's home and seize his documents.

9. Effective April 6, 1979 a new Project Officer, Defendant Louis Martel, was assigned to Sigler's case by his superiors, certain of the Defendants named herein. On that day Defendant Martel and Defendant Noel Jones met collectively with Sigler in his motel room, and later Jones talked with Sigler alone. On April 7, Defendant Martel returned, spending five and one-half hours with Sigler. At all times Defendants Martel and Jones intended to exert pressure and influence on Sigler for the purpose of depriving him of documents and personal effects located in the residence in El Paso. They subjected Sigler to extensive questioning threat and intimidations, all calculated to place him under the most severe type of emotional strain.

10. On April 8, 1976 Defendant King, after meeting with Sigler, called Defendant Martel to request that he meet with Sigler. As a direct and proximate result of Defendant Martel's continuing pressure and influence, as well as the emotional strain under which he was placed by these Defendants, Sigler acknowledged the existence of documents and items in El Paso. Martel then unduly

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

pressured Sigler to call his wife, Ilse Sigler, one of the Plaintiffs herein, and to instruct her to make certain limited material available to John Schaffstall. However, Ralph and Ilse Sigler and Karin (Sigler) Mears did not voluntarily consent to the search of their home and the seizure of papers and effects. The Defendants procured limited permission to enter the Sigler residence by fraud and coercion, and only after subjecting Ralph J. Sigler to extreme duress. Defendant Martel unreasonably and illegally exacted and gathered certain information from Sigler, and then relayed it to Defendant Schaffstall, who was in El Paso.

11. On April 8, 1976, some time after 6:00 p.m., Defendant Schaffstall appeared at the Sigler residence. Plaintiff Ilse Sigler was present at that time, but Plaintiff Karin (Sigler) Mears was at school. Acting pursuant to instructions from superiors and in furtherance of the conspiracy described herein, Schaffstall did illegally and unreasonably search the home of Ralph and Ilse Sigler and Karin (Sigler) Mears, and did illegally and unreasonably seize documents and effects, all in violation of the fourth amendment of the Constitution of the United States of America. Defendant Schaffstall brought the seized material back to Fort Meade the following day.

12. On April 9, 1976 Defendant Martel spent the day with Sigler, attempting to gather additional information about the documents illegally and unreasonably seized the previous day. Defendant Martel also attempted to facilitate the seizure of other testimonial documentary evidence by subjecting Sigler to extensive questioning, threats and intimidation.

13. On the morning of April 10, 1976 Defendants Schaffstall, Jones and Martel reviewed a diary which had been seized from the El Paso residence in violation of the fourth amendment. Defendants Jones and Martel later went to the motel to see Sigler. Once again Sigler was placed under severe

LAW OFFICES
DEPAUL, WILLONER AND KENNEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

emotional strain by these Defendants who subjected him to questioning, threats and intimidation. Sigler was given a bound book at this time and told to write down certain recollections. Sigler, in a letter to his wife, Ilse Sigler, one of the Plaintiffs herein, described the mental and physical danger in which he was placed and listed Defendants Le Van, Aarons, Grimes, Jones, Schaffstall, Zapata and Prasek, named herein, as the cause for the jeopardy in which he had been placed leading to his ultimate death.

14. The Defendants postponed Sigler's return to El Paso, scheduled for April 10, 1976, in order to continue the extreme emotional and psychological pressure on him. Considered in their totality, the questioning, threats, and intimidation together with the extended separation from home and family secured by these Defendants constituted an illegal and unreasonable seizure of the person of Ralph J. Sigler, in violation of his rights under the fourth amendment. Sigler did not voluntarily consent to the seizure of his person, but rather remained in the custody and control of these Defendants because of the duress and strain he experienced at their hands.

15. On April 12, 1976 Defendant Martel took Sigler to the Holiday Inn in Jessup, Maryland. Sigler surrendered the book given to him two days earlier in which he had entered certain written statements. Because of the extreme duress he was under, and the coercion practiced by the Defendants, Sigler did not voluntarily consent to Defendant Martel's taking of the book, thus the seizure of the written statement was illegal and unreasonable, and in violation of the fourth amendment.

16. Defendant Martel took the illegally and unreasonably seized book containing Sigler's written statements to USAINTA Headquarters at Fort Meade, the contents of which were reviewed by certain of the Defendants. Martel returned later to the

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

Holiday Inn with yet another new project officer, Defendant Peter Conway. A taping session was conducted by these two Defendants, in which Sigler, in a state of extreme emotional strain, was unduly pressured to explain the written statements which had earlier been illegally and unreasonably seized from his motel room in the Holiday Inn.

17. On April 13, 1976 Defendant King administered a polygraph examination to Sigler in his motel room in the Holiday Inn after a visit with Defendant Martel. The Defendants utilized Sigler's emotional investment in the results of the examination to keep him in a state of mental strain. This was accomplished by extensive questioning, threats, and intimidation.

18. On April 13, 1976 certain of the Defendants, including but not limited to Noel Jones, Louis Martel, John Schaffstall and Colonel Donald B. Grimes, had communications at USAINTA Headquarters, Fort Meade, Maryland regarding the disposition of Ralph J. Sigler. The decision was made to continue the illegal and unreasonable seizure of the person of Ralph J. Sigler, that is, to bring him to USAINTA Headquarters for the purpose of subjecting him to further questioning, threats and intimidations, all in violation of his rights under the fourth amendment. The interrogation was to be conducted by Defendant Donnell J. Drake.

19. The illegal and unreasonable seizure of the person of Ralph J. Sigler, perpetrated by the Defendants, individually, and in combination, conspiracy and concert of action, during which the Defendants subjected him to continuous questioning, threats and intimidation for a period of nine days, ended with his death on April 13, 1976. The death of Ralph J. Sigler was the direct and proximate result of the deprivation by the Defendants, acting individually, and in combination, conspiracy and concert of action, of the rights guaranteed him by the fourth amendment to the Constitution of the United States of America.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

20. The Defendants, individually, and in combination, conspiracy and concert of action, took measures on April 13, 1976 calculated to ensure that their deprivation of the fourth amendment rights of Ralph J. Sigler would remain undetected in the aftermath of his death. Pursuant to communications between themselves, Defendants Martel, Jones, Grimes and Drake met at Sigler's room at the Holiday Inn and collectively conducted an illegal and unreasonable search in violation of the fourth amendment. After completion of this illegal and unreasonable search of the motel room and seizure of papers and effects, Defendant Jones communicated with Defendants Schaffstall and Zapata. On April 17, 1976 Defendant Schaffstall travelled to El Paso and communicated with Defendants Zapata and Prasek.

21. To the present time, the Defendants, individually, and in combination, conspiracy and concert of action, have taken measures calculated to ensure that their deprivation of the fourth amendment rights of Ralph and Ilse Sigler and Karin (Sigler) Mears would remain undetected. According to the last will and testament of Ralph J. Sigler, Ilse Sigler and Karin (Sigler) Mears are the successors to the papers, effects and memorabilia seized by the Defendants, as yet unreturned.

22. The Defendants, individually, and in combination, conspiracy and concert of action, have perpetrated various illegal and unreasonable searches and seizures, described herein, all to the damage of Ralph J. Sigler, deceased, Ilse Sigler and Karin (Sigler) Mears in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) compensatory, and TEN MILLION DOLLARS (\$10,000,000.00) punitive damages, plus costs.

WHEREFORE, the Plaintiffs, Ilse Sigler and Karin (Sigler) Mears, individually, and Ilse Sigler, as the Independent Executrix of the Will of the Estate of Ralph J. Sigler, demand judgment against the Defendants Le Van, Grimes, Aarons, Jones, Zapata, Prasek, Martel,

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

Schaffstall, Drake, King, Conway and Alexander, jointly and severally, in this Claim One in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) compensatory, and TEN MILLION DOLLARS (\$10,000,000.00) for punitive damages, plus costs.

CLAIM TWO
(Fifth Amendment)

23. All of recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Twenty-Two, respectively, of this First Amended Complaint, are incorporated herein by reference and are made a part hereof, and further,

24. Ralph J. Sigler, deceased, possessed the following rights guaranteed by the fifth amendment to the Constitution of the United States of America: 1. That he would not be deprived of his life, liberty or property without due process of law, and 2. That he would not be compelled to be a witness against himself.

25. Ilse Sigler and Karin (Sigler) Mears, Plaintiffs herein, possess the right not to be deprived of their property without due process of law, as guaranteed by the fifth amendment to the Constitution of the United States of America.

26. Beginning sometime prior to March 30, 1976, and continuing to the present, the Defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government have effectively deprived Ralph J. Sigler, deceased, Ilse Sigler and Karin (Sigler) Mears of the rights guaranteed them by the fifth amendment, as hereinafter more fully appears.

27. At all times relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal, or apparently illegal. Further,

OFFICES
LONER AND KENKEL
SSIONAL ASSOCIATION
JO BALTIMORE AVENUE
LEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

28. Ralph J. Sigler, deceased, Ilse Sigler and Karin (Sigler) Mears were deprived of their property without due process of law in that these Defendants illegally and unreasonably seized the papers and effects of Ralph J. Sigler, deceased, and continued to wrongfully withhold them from the successors to the property under Sigler's will, his surviving spouse and child, Ilse Sigler and Karin (Sigler) Mears, Plaintiffs herein. Defendants Clifford Alexander, Secretary of the Army, presently has actual or constructive possession of the property.

29. The Defendants, pursuant to the agreement entered into before Ralph J. Sigler was ordered to Fort Meade, Maryland subjected Sigler to severe emotional distress by the use of extensive questioning, threats and intimidations. The Defendants, individually, and in combination, conspiracy and concert of action, isolated, confined and detained Ralph J. Sigler in two hotels in the Fort Meade, Maryland area for a total of nine days. Sigler was thereby deprived of his liberty without due process of law as was his right guaranteed by the fifth amendment.

30. The Defendants, pursuant to the agreement entered into before Ralph J. Sigler was ordered to Fort Meade, Maryland and continuing during their deprivation of his liberty in violation of the fifth amendment, intended either to force Sigler to end his own life or to take Sigler's life. The Defendants, individually, and in combination, conspiracy and concert of action, deprived Sigler of his life without due process of law on or about the 13th day of April, 1976, either 1) causing a current of electricity to pass through his body or 2) placing him in an extreme position of

LAW OFFICES
DEPAUL, WILSONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

danger by virtue of the continuous emotional strain to which he had been subjected and then failing to protect him. Either action by these Defendants directly and proximately resulted in the death of Ralph J. Sigler, and were thus in violation of his rights guaranteed by the fifth amendment.

31. The Defendants, pursuant to the agreement entered into before Ralph J. Sigler was ordered to Fort Meade, Maryland, intended to deprive Sigler of his right not to be compelled to be a witness against himself. The Defendants, individually and concert of action, forced Sigler to make statements by the use of extensive questioning, threats and intimidation. Sigler did not voluntarily, knowingly and intelligently give written and oral testimony to these Defendants, nor consent to the seizure of testimonial documents by them, as described above, but rather the evidence was produced while he was under duress and extreme emotional strain caused by these Defendants, all in violation of his rights guaranteed by the fifth amendment.

32. The Defendants, individually, and in combination, conspiracy and concert of action have perpetrated various violations of the fifth amendment, described herein, all to the damage of Ralph J. Sigler, deceased, Ilse Sigler and Karin (Sigler) Mears in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) compensatory, and TEN MILLION DOLLARS (\$10,000,000.00) punitive damages, plus costs.

WHEREFORE, the Plaintiffs, Ilse Sigler and Karin (Sigler) Mears, individually, and Ilse Sigler, as the Independent Executrix of the Will of the Estate of Ralph J. Sigler, demand judgment against the Defendants Le Van, Grimes, Aarons, Jones, Zapata, Prasek, Martel, Schaffstall, Drake, King, Conway and Alexander, jointly and severally, in this Claim Two in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) compensatory, and TEN MILLION DOLLARS (\$10,000,000.00) for punitive damages, plus costs.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

CLAIM THREE
(First Amendment)

33. All of the recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Thirty-Two, respectively, of this First Amended Complaint, are incorporated herein by reference and are made a part hereof, and further,

34. Ralph J. Sigler, deceased, possessed the right to exercise free speech without unlawful governmental intrusion and interference, as well as the right to be free in his thoughts and associations as guaranteed by the first amendment to the Constitution of the United States of America.

35. Beginning sometime prior to March 30, 1976, and continuing to the present, the Defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents, and officials of the United States Government have effectively deprived Ralph J. Sigler of the rights guaranteed him by the first amendment, as hereinafter more fully appears.

36. At all times relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal or apparently illegal. Further, these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

37. The Defendants, pursuant to the agreement entered into before Ralph J. Sigler was ordered to Fort Meade, Maryland, intended to prevent the exercise of his right of free speech in connection with certain papers, effects, and memoirs i.e. the publication of a book about his career in the U.S. Army.

38. Ralph J. Sigler, deceased, was in fact deprived

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740
AREA CODE 301 277-1700

of the rights guaranteed him by the first amendment in that these Defendants illegally and unreasonably seized his papers, effects and memorabilia in order that they not be the substance of any publication. Further, the Defendants, individually, and in combination, conspiracy and concert of action, subjected Sigler to extreme emotional distress between April 4 and April 13, 1976 for the purpose of causing him to take his own life, thereby ensuring that he not exercise his first amendment rights. Finally, by subjecting Sigler to continuous questioning, threats and intimidations, these Defendants violated his first amendment rights to be free from government intrusion in his thoughts and associations. As a direct and proximate result of the actions of these Defendants, as described above, the life of Ralph J. Sigler ended on April 13, 1976, thereby culminating the deprivation of the rights guaranteed him by the first amendment, all to the damage of Sigler in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory, and TWO MILLION DOLLARS (\$2,000,000.00) for punitive damages, plus costs.

WHEREFORE, Plaintiff Ilse Sigler, as the Independent Executrix of the Will of the Estate of Ralph J. Sigler demands judgment against the Defendants Le Van, Grimes, Aarons, Jones Zapata, Prasek, Martel, Schaffstall, Drake, King, Conway and Alexander, jointly and severally, in this Claim Three in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory, and TWO MILLION DOLLARS (\$2,000,000.00) for punitive damages, plus costs.

CLAIM FOUR
(Intentional Infliction of Emotional Distress)

39. All of the recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Thirty-Eight, respectively, of this First Amended Complaint, are incorporated herein by reference and are made a part hereof, and further,

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

40. At all times relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal, or apparently illegal. Further, these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

41. The Defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, intended to cause Ralph J. Sigler, deceased, severe emotional distress, and did engage in extreme and outrageous conduct, including but not limited to, extensive questioning, threats and intimidations, which conduct directly and proximately caused Sigler to suffer severe emotional distress, all to the damage of Sigler in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory, and TWO MILLION DOLLARS (\$2,000,000.00) for punitive damages, plus costs.

WHEREFORE, Plaintiff Ilse Sigler, as Independent Executrix of the Will of the Estate of Ralph J. Sigler, deceased, demands judgment against the Defendants, Le Van, Grimes, Aarons, Jones, Zapata, Prasek, Martel, Schaffstall, Drake, King, Conway and Alexander, jointly and severally, in this Claim Four in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory, and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

CLAIM FIVE
(Conversion)

42. All of the recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Forty-One, respectively, of this First Amended Complaint are incorporated herein by reference and are made a part hereof, and further,

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

43. At all times relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal or apparently illegal. Further, these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

44. The Defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, did unlawfully and wrongfully take possession of certain papers, effects and memorabilia of Ralph J. Sigler on April 8, 1976 and April 13, 1976, and converted the same to their own use to the damage of Ralph J. Sigler, deceased, and Ilse Sigler and Karin (Sigler) Mears, Plaintiffs herein, in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) for punitive damages, plus costs.

WHEREFORE, Plaintiffs, Ilse Sigler and Karin (Sigler) Mears, individually, and Ilse Sigler, as the Independent Executrix of the Will of the Estate of Ralph J. Sigler, deceased, demand judgment against the Defendants Le Van, Grimes, Aarons, Jones, Zapata, Prasek, Martel, Schaffstall, Drake, King, Conway and Alexander, jointly and severally in this Claim Five in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory, and TWO MILLION DOLLARS (\$2,000,000.00) for punitive damages, plus costs.

CLAIM SIX
(Assault and Battery)

45. All of the recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Forty-Four, respectively, of this First Amended Complaint are incorporated herein by reference and are made a part hereof, and further,

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

46. At all times relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal, or apparently illegal. Further, these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

47. The Defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, did assault Ralph J. Sigler, deceased, by subjecting him to continuous questioning, threats and intimidations between April 4 and April 13, 1976, which did cause Sigler to have a reasonable apprehension that he would suffer physical harm at the hands of these Defendants, such fears being manifested by a condition of extreme emotional strain and distress, as described above.

48. The Defendants, individually, and in combination, conspiracy and concert of action, within their capacities as employees, agents and officials of the United States Government, did intentionally seize, assault, beat and batter Ralph J. Sigler, deceased, about his head and body, thereby proximately causing injury to Sigler.

49. The death of Ralph J. Sigler on April 13, 1976 was the direct and proximate result of the actions of Defendants, hereinabove complained of, because Sigler died as a consequence of the injuries inflicted on him, or took his own life due to the anxiety and emotional stress to which he was subjected, or some combination of the above described factors caused the death of Ralph J. Sigler. For these wrongful acts and omissions the Defendants are liable to the Estate of Ralph J. Sigler in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

CLAIM SEVEN
(False Imprisonment)

50. All of the recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Forty-Nine, respectively, of this First Amended Complaint are incorporated herein by reference and are made a part hereof, and further.

51. At all time relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal, or apparently illegal. Further, these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

52. The Defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government, did unlawfully, forcibly and maliciously detain, confine and isolate Ralph J. Sigler, deceased, against his will, without legal authority to do so, by the use of extensive questioning, threats and intimidations. Sigler was thereby placed in apprehension of an immediate harmful contact, and submitted against his will, to the imprisonment, demands and conditions imposed on him by these Defendants.

53. By reason of the imprisonment perpetrated by the Defendants, Ralph J. Sigler, deceased, was deprived of his liberty and suffered extreme emotional stress such that he could not protect himself. As a direct and proximate result of the acts and omissions, hereinabove complained of, Ralph J. Sigler died on April 13, 1976. The Defendants are liable to the Estate of Ralph J. Sigler in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive

LAW OFFICES
DEPAUL, WILSONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

damages, plus costs.

WHEREFORE, Plaintiff, Ilse Sigler as Independent Executrix of the Will of the Estate of Ralph J. Sigler, deceased, demands judgment against the Defendants Le Van, Grimes, Aarons, Jones, Zapata, Prasek, Martel, Schaffstall, Drake, King, Conway and Alexander, jointly and severally, in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory and TWO MILLION DOLLARS (\$2,000,000.00) punitive damages, plus costs.

CLAIM EIGHT
(Gross Negligence)

54. All of the recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Fifty-Three, respectively, of this First Amended Complaint are incorporated herein by reference and are made a part hereof, and further,

55. At all times relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal, or apparently illegal. Further, these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

56. The Defendants, individually, and in combination, conspiracy and concert of action, acting as individuals and as employees, agents and officials of the United States Government did place Ralph J. Sigler, deceased, in a position of extreme danger by virtue of the emotional strain to which these Defendants subjected him continuously between April 4 and April 13, 1976. As a result of their willful, wanton and reckless acts, the Defendants were under a duty to protect Sigler. The Defendants knew, or should have reasonably known, that Sigler was likely to take his own life because their willful, wanton and reckless acts

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

were purposely calculated to induce him to commit suicide. The Defendants breached their duty to Sigler in that they purposely failed to protect him, thereby acting in a grossly negligent manner, which directly and proximately resulted in the death of Ralph J. Sigler, all to the damage of his estate in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) compensatory, and TEN MILLION DOLLARS (\$10,000,000.00) punitive damages, plus costs.

WHEREFORE, Plaintiff, Ilse Sigler, as Independent Executrix of the Will of the Estate of Ralph J. Sigler, deceased, demands judgment against the Defendants Le Va, Grimes, Aarons, Jones, Zapata, Prasek, Martel, Schaffstall, Drake, King, Conway and Alexander, jointly and severally in this Claim Eight, in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) compensatory and TEN MILLION DOLLARS (\$10,000,000.00) punitive damages, plus costs.

CLAIM NINE
(Wrongful Death)

57. All of the recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Fifty-Six, respectively, of this First Amended Complaint are incorporated herein by reference and are made a part hereof, and further,

58. Ralph J. Sigler was a man of forty-seven (47) years of age, gainfully employed as a CWO with the United States Army on active duty, in good health, married to Ilse Sigler and the father of Karin (Sigler) Mears at the time of his death, with a life expectancy of over twenty-six (26) years and a work life expectancy of over twenty-three (23) years. His total earnings during his work life expectancy, less his personal living expenses, would have exceeded SIX HUNDRED NINTY THOUSAND DOLLARS (\$690,000.00). Ilse Sigler, the surviving spouse, and Plaintiff herein, was dependent on Ralph J. Sigler for financial support, and together with Karin (Sigler) Mears, have lost the comfort, companionship, protection, attention and financial support of Ralph J. Sigler, husba

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

and father, and further, the Plaintiffs, Ilse Sigler and Karin (Sigler) Mears, have incurred great amounts of mental anguish, shock, emotional pain and suffering accompanying the death of Ralph J. Sigler.

WHEREFORE, the Plaintiffs, Ilse Sigler and Karin (Sigler) Mears, individually, demand judgment against the Defendants Le Van, Grimes, Aarons, Jones, Zapata, Prasek, Martel, Schaffstall, Drake, King, Conway and Alexander, jointly and severally, in the amount of FIVE MILLION DOLLARS (\$5,000,000.00) plus costs.

CLAIM TEN
(Replevin)

59. All of the recitations of fact in the introductory paragraphs and the allegations of fact contained in Paragraphs One through Fifty-Eight, respectively, of this First Amended Complaint, are incorporated herein by reference and are made a part hereof, and further,

60. At all time relevant herein, each and every order given and followed by these Defendants in their chain of command regarding Ralph J. Sigler, deceased, was either unauthorized, lacking in authority, illegal, or apparently illegal. Further, these Defendants acted with knowledge that their actions were in excess of or outside their authority, were without justification or necessity, and were unlawful, wanton, willful, intentional and malicious.

61. Ralph J. Sigler, deceased, owned, and Ilse Sigler, his surviving spouse, and Karin (Sigler) Mears, his sole surviving child, Plaintiffs herein, are entitled to possession of certain papers, effects and memorabilia, which property is of approximately of the value of ONE MILLION DOLLARS (\$1,000,000.00).

62. On April 8, 1976 the Defendants, individually, and in combination, conspiracy and concert of action, within their

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

capacities as employees, agents and officials of the United States Government, did illegally and unreasonably seize certain of said papers, effects and memorabilia from the Sigler residence in El Paso, Texas, and transported them to USAINTA Headquarters in Fort Meade, Maryland.

63. On April 13, 1976 the Defendants, individually, and in combination, conspiracy and concert of action, within their capacities as employees, agents and officials of the United States Government, did illegally and unreasonably seize certain of said papers, effects and memorabilia from Room 326 of the Holiday Inn in Jessup, Maryland, and transported them to USAINTA Headquarters in Fort Meade, Maryland.

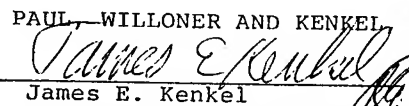
64. On information and belief, Ilse Sigler, and Karin (Sigler) Mears, Plaintiffs herein, allege that certain papers, effects and memorabilia remain in the actual or constructive possession of the Defendant Clifford Alexander, Secretary of the Army. The Plaintiffs have demanded that all said property be returned, but Defendant Alexander refused and still refuses to comply fully with said demand. The continuing wrongfully detention of the remaining property has prevented Plaintiffs from using same, all to the damage of Plaintiffs in the amount of ONE MILLION DOLLARS (\$1,000,000.00).

WHEREFORE, Plaintiffs, Ilse Sigler and Karin (Sigler) Mears, individually, and Ilse Sigler as the Independent Executrix of the Will of the Estate of Ralph J. Sigler, deceased, demand judgment against the Defendants Le Van, Grimes, Aarons, Jones, Zapata, Prasek, Martel, Schaffstall, Drake, King, Conway and Alexander, jointly and severally, in this Claim Ten in the amount of ONE MILLION DOLLARS (\$1,000,000.00) compensatory damages, plus costs, and prays that this Honorable Court direct Defendant Alexander to return said papers, effects and memorabilia forthwith.

LAW OFFICES
DE PAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700


Of Counsel

DE PAUL, WILLONER AND KENKEL, F
BY 
James E. Kenkel
Attorney for Plaintiffs

DEMAND FOR JURY TRIAL

Plaintiffs, Ilse Sigler and Karin (Sigler) Mears, individually, and Ilse Sigler as Independent Executrix of the Will of the Estate of Ralph J. Sigler, deceased, through their attorneys, De Paul, Willoner and Kenkel, P.A., pursuant to Rule 38(d) of the Federal Rules of Civil Procedure, demand a trial by jury.

DE PAUL, WILLONER AND KENKEL, P.A.

BY

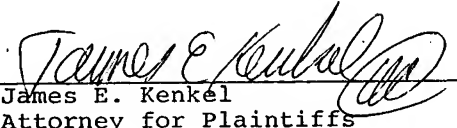

James E. Kenkel

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing First Amended Complaint was mailed, postage prepaid, this 30th day of March, 1979, to the parties listed below.


James E. Kenkel
Attorney for Plaintiffs

Aubrey M. Daniel, Esq.
Douglas R. Marvin, Esq.
Williams & Connolly
1000 Hill Building
Washington, D.C. 20006
Attorneys for C.J. LeVan

R. John Sibert, Esq.
Raymond M. Larizza, Esq.
Department of Justice
Washington, D.C. 20530
Attorneys for United
States of America

James M. Kramon, Esq.
Kramon and Graham
Sun Life Building
Baltimore, Maryland 21201
Attorneys for C.J. LeVan

James F. Neal, Esq.
Neal and Harwell
800 3rd National Bank Building
Nashville, Tennessee 37201
Attorneys for H.R. Aarons,
Donald B. Grimes, Lewis Martel,
Noel Jones and John Schaffstall

Joseph A. Schwartz, III, Esq.
Fidelity Building, Suite 1211
Baltimore, Maryland 21201
Attorney for H.R. Aarons,
Donald B. Grimes, Lewis Martel,
Noel Jones and John Schaffstall

Richard R. Beauchemin, Esq.
Arnold and Beauchemin
310 Charles Center South
36 South Charles Street
Baltimore, Maryland 21201
Attorneys for Carlos Zapata

Alan I. Baron, Esq.
Ms. Ellen Scalett
Frank, Bernstein, Conaway & Goldman
1300 Mercantile Bank & Trust Building
2 Hopkins Plaza
Baltimore, Maryland 21201
Attorneys for Frances (Joe) Prasek

Lynne A. Battaglia, Esq.
Assistant U.S. Attorney
U.S. Courthouse
Baltimore, Maryland 21201
Attorneys for the United States of America

LAW OFFICES
DEPAUL, WILLONER AND KENKEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740

AREA CODE 301 277-1700

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI
Attention: Legal Counsel Division

DATE: 5/3/79

FROM : SAC, BALTIMORE (62-2757) -P-

SUBJECT: "CHANGED"

C. J. LE VAN, individually and as Major General, United States Army; DONALD B. GRIMES, individually and as Colonel, United States Army; H. R. AARONS, individually and as Major General, United States Army; NOEL JONES, individually and as Chief, Special Operations Division, U. S. Army; CARLOS ZAPATA, individually and as Chief Warrant Officer, United States Army; FRANCES (JOE) PRASEK, individually and as Special Agent, Federal Bureau of Investigation; LEWIS MARTEL, individually and as Chief Warrant Officer, United States Army; JOHN SCHAFFSTALL, individually and as Chief Warrant Officer, United States Army; DONNALL J. DRAKE, individually and as Chief Warrant Officer, United States Army; ODELL L. KING, individually and as Chief Warrant Officer, United States Army; PETER CONWAY, individually and as Project Officer, U. S. Army Intelligence; CLIFFORD ALEXANDER, Secretary of the Army; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE CENTRAL INTELLIGENCE AGENCY IN 1976; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE FEDERAL BUREAU OF INVESTIGATION IN 1976; AND PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE UNITED STATES ARMY IN 1976;
U. S. DISTRICT COURT,
DISTRICT OF MARYLAND,
CIVIL ACTION #N 78-1237
MISCELLANEOUS - CIVIL SUIT

Re Baltimore letter to Bureau 3/21/79.

Title marked "CHANGED" to include addition to defendants DONNALL J. DRAKE, ODELL L. KING, PETER CONWAY and CLIFFORD ALEXANDER as set forth in amended complaint file in instant case.

Enclosed for the Bureau is copy of docket sheet showing amended title along with recent docket entries showing the filing of the amended complaint along with copies of said amended complaint.

2-Bureau
2-Baltimore
ASH:pk
(4)

ENCLOSURE

23 MAY 7 1979

LEGAL COUNSEL



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

| CLERK/OFFICE | DOCKET YR. | DOCKET NUMBER | FILING DATE MO. | FILING DATE DAY | FILING DATE YEAR | J | N/S | O | R | R 23 | DEMAND \$ | OTHER | JUDGE NUMBER | JURY DEM. | DOCKET YR. | DOCKET NUMBER |
|--------------|------------|---------------|-----------------|-----------------|------------------|---|-----|---|---|------|-----------|-------|--------------|-----------|------------|---------------|
| 0416 | 78 | 1237 | 07 | 07 | 78 | 3 | 360 | 5 | | | 7500 | Inj. | 1605 | P | 78 | 1237 |

PLAINTIFFS

Ilse M. SIGLER and KARIN M. SIGLER HEARS

Transferred from the U.S. District Court Western District of Texas El Paso Division -- Civil Action No. EP 77CA35.

DEFENDANTS

MAJOR GENERAL C.J. LE VAN; LIEUTENANT COLONEL CAREY TOMLINSON; COLONEL DONALD B. GRIMES; MAJOR GENERAL H.R. AARONS; MR. NOEL JONES; CHIEF WARRANT OFFICER CARLOS ZAPATA; SPECIAL AGENT FRANCES (JOE) PRASEK; MR. LEWIS MARTEL; MR. JOHN SCHAFFSTALL; Party or parties unknown who are or who were members of the CENTRAL INTELLIGENCE AGENCY in 1976; Party or parties unknown who are or who were members of the FEDERAL BUREAU OF INVESTIGATION in 1976; and Party or parties unknown who are or who were members of the UNITED STATES ARMY in 1976

SEE PAGE B FOR AMENDED TITLE

CAUSE

Title 28 U.S.C.A. §1331(a) to recover from the Defendants damages for the death of Ralph J. Sigler

SSR

Sidney J. Diamond
Michael R. Gibson
Diamond & Rubin --
4100 Rio Bravo, Suite 211
El Paso, Texas 79902
(915) 544-5134
James E. Kenkel, Esquire
DePaul, Willoner & Kenkel, P.A.
7100 Baltimore Avenue
College Park, MD 20740

ATTORNEYS FOR MAJOR GENERAL C.J. LE VAN, LT-696
GAREY TONLINGTON:
Aubrey M. Daniel
Douglas R. Marvin
Williams, Connolly & Califano
100 Hill Bldg.
839 Seventeenth St., N.W.
Washington, D.C. 20006
(202) 331-5026
(Additional/Local Counsel on Page 1A)
Francis Broadus, Jr.
525 First City Natl. Bank Bldg.
El Paso, Texas 79901
(915) 553-2468
Jeremiah Handy, U.S. Atty. (Texas)
Frank B. Walker, AUSA (Texas)

FOR FRANCIS (JOE) PRASEK:
Joseph A. Calamia
Charles Michael Mallin
1300 Bassett Tower
El Paso, Texas 79901

Alan I. Baron, Esq.
1300 Mercantile Bank & Trust Bldg.
2 Hopkins Plaza, Balto., MD 21201
547-0500

- See Page 1A for additional counsel -

| | | | | | |
|-------------------------------------------------------------------------|------------------|----------------|-------------|-------------------|-------------|
| <input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS | FILING FEES PAID | | | STATISTICAL CARDS | |
| | DATE | RECEIPT NUMBER | C.D. NUMBER | CARD | DATE MAILED |
| | | | | JS-5 | |
| | | | | JS-6 | |

UNITED STATES DISTRICT COURT DOCKET

DC-111 (Rev. 1/75)

62-117536 - 39
ENCLOSURE

CIVIL DOCKET CONTINUATION SHEET

| | | |
|------------------------------------------|----------------------------------------|--------------------------------------------------------|
| PLAINTIFF ILSE M. SIGLER, etc., et al | DEFENDANT C. J. LE VAN, etc., et al | DOCKET NO N-78-1237 PAGE 8 XXXXXX PAGE 8 |
|------------------------------------------|----------------------------------------|--------------------------------------------------------|

| DATE | NR. | PROCEEDINGS |
|------|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | <p><u>AMENDED TITLE</u></p> <p>ILSE M. SIGLER, as Personal Representative of the Estate of Ralph J. Sigler, Deceased and ILSE M. SIGLER, Individually and KARIN (SIGLER) MEARS, Individually,</p> <p>Plaintiffs vs.</p> <p>C. J. LE VAN, Individually and as Major General, United States Army; DONALD B. GRIMES, Individually and as Colonel, United States Army; H. R. AARONS, Individually and as Major General, United States Army; NOEL JONES, Individually and as Chief, Special Operations Division, U.S. Army; CARLOS ZAPATA, Individually and as Chief Warrant Officer, United States Army; FRANCIS (JOE) PRASEK, Individually and as Special Agent, Federal Bureau of Investigation; LEWIS MARTEL, Individually and as Chief Warrant Officer, United States Army; JOHN SCHAPPELL, Individually and as Chief Warrant Officer, United States Army; DONNALL J. DRAKE, Individually and as Chief Warrant Officer, United States Army; CDELL L. KING, Individually and as Chief Warrant Officer, United States Army; PETER CONWAY, Individually and as Project Officer, U. S. Army Intelligence; CLIFFORD ALEXANDER, Secretary of the Army; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE CENTRAL INTELLIGENCE AGENCY IN 1976; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE FEDERAL BUREAU OF INVESTIGATION IN 1976; and PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE UNITED STATES ARMY IN 1976,</p> <p>Defendants</p> |

CIVIL DOCKET CONTINUATION SHEET

| PLAINTIFF | | DEFENDANT | DOCKET NO. <u>N-78-123</u> |
|-----------------------|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|
| ILSE M. SIGLER, ET AL | | MAJOR GENERAL C. J. LE VAN, ET | AL PAGE <u>4</u> OF <u>6</u> PAGES <u>Continued</u> |
| DATE 1978 | NR. | PROCEEDINGS | |
| July 24 | 98 | Motion and Order (Miller, J.) directing Clerk to correct docket entry regarding Plaintiff, Karin M. Sigler, to reflect her true and correct name by marriage to be, Karin M. Sigler Mears; and "GRANTING" leave to strike the appearance of Sidney J. Diamond, Esquire, and enter the appearance of James E. Kenkel, Esquire, as counsel for Plaintiff (c/m 7-25-78 nbv) | |
| " 27 | 99 | Appearance of James M. Kramon, Esquire, as additional counsel for Defendant, Major General C. J. Le Van. | |
| Aug. 3 | 100 | Appearance of Joseph A. Schwartz, III Esquire, as counsel for Defendants, Lieutenant General H. R. Aaron , Colonel Donald B. Grimes, Noel E. Jones , John W. Schaffstall and Louis R. Martel. | |
| " 4 | 101 | Motion and Order (Northrop, C.J.) "GRANTING" leave to Ralph E. Harris Esquire, to withdraw as counsel for Defendants, Aaron, Grimes, Jones, Schaffstall and Martel. (c/m 8-7-78 nbv) | |
| " 8 | 102 | Appearance of Russell T. Baker, Jr., United States Attorney, and Lynn A. Battaglia, Assistant United States Attorney, as counsel for Defendants. | |
| " 14 | 103 | Appearance of R. John Seibert, and Raymond M. Larizza and Lynne A. Battaglia, as counsel for the United States of America. (c/s) | |
| " 22 | 104 | Motion of Francis E. Broadus, Jr., Esquire, to withdraw as attorney for Defendant, Lieutenant General C. J. LeVan and Order (Northrop, C.J.) "GRANTING" leave as prayed. (c/m 8-23-78 nbv) | |
| " 25 | 105 | Appearance of Alan I. Baron, Esquire, as counsel for Defendant, Francis J. Prasek. | |
| " 28 | 106 | Motion, Exhibit A and Order (Northrop, C.J.) "GRANTING" leave to Joseph A. Calamia and Charles Michael Mallin to withdraw as attorneys of record for Defendant, Francis J. Prasek. (c/m 8-30-78) | |
| Sept. 5 | 107 | Appearance of Richard R. Beauchemin, Esquire, as co-counsel for Defendant, Chief Warrant Officer Carlos Zapata. | |
| Nov. 17 1979 | -- | Status Conference held before Northrop, C.J. | |
| April 2 | 108 | AMENDED COMPLAINT and Order (Northrop, C.J.) granting leave for the filing of said Amended Complaint. (c/m 4/5/79 - cah) | |
| " 5 | -- | Telephone request of Mr. Kenkel, counsel for Plaintiffs to withhold service of process until remainder of copies and U. S. Marshals forms were received. | |
| " 10 | 109 | Summons issued on Amended Complaint as to DRAKE, KING, CONWAY, ALEXANDER, Party or Parties Unknown who are or were members of the Central Intelligence Agency in 1976; and Party or Parties who are or were members of the Federal Bureau of Investigation in 1976. (cy's. to U.S. Marshal 4/10/79- cah) (| |

Case "CHARTER" - LC - Re Amended Complaint hereto,
this day of April, 1979.

[Signature]
Edward S. Northrop
Chief U.S. District Judge

LAW OFFICES
DEPAUL, WILLONER AND KENNEL
PROFESSIONAL ASSOCIATION
7100 BALTIMORE AVENUE
COLLEGE PARK, MARYLAND 20740
AREA CODE 301 277-1700

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

ILSE M. SIGLER, as Personal
Representative of the Estate
of Ralph J. Sigler, Deceased

- and -

ILSE M. SIGLER, Individually

and

KARIN (SIGLER) MEARS, Individually

Plaintiffs

vs.

C.J. LE VAN, Individually and as
Major General, United States Army
Office of Joint Chiefs of Staff
Pentagon
Arlington, Virginia 20310

and

DONALD B. GRIMES, Individually and as
Colonel, United States Army
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

and

H.R. AARONS, Individually and as
Major General, United States Army
Deputy Director, Defense Intelligence
Agency
Pentagon
Arlington, Virginia 20310

and

NOEL JONES, Individually and as Chief,
Special Operations Division, U.S. Army
Intelligence Agency
Headquarters, U.S. AINTA
Fort Meade, Maryland 20705

and

CARLOS ZAPATA, Individually and as Chief
Warrant Officer, United States Army
5116 Mumm Lane
El Paso, Texas 79924

and

FRANCES (JOE) PRASEK, Individually and
as Special Agent, Federal Bureau of
Investigation
U.S. Federal Courthouse
Phoenix, Arizona

and

RECEIVED
MAR 30 3 00 PM '79
U.S. DISTRICT COURT
DISTRICT OF MARYLAND

Docket No. N-78-1237

(108) Filed: 2nd of April, 1979

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI
Attention: Legal Counsel Division

DATE: 5/24/79

FROM : SAC, BALTIMORE (62-2757) -P-

SUBJECT: ILSE M. SIGLER, ET AL;
MAJOR GENERAL C. J. LE VAN, ET AL;
U. S. DISTRICT COURT,
DISTRICT OF MARYLAND,
CIVIL ACTION #N 78-1237
MISCELLANEOUS - CIVIL SUIT

ReBAlet to Bureau 5/3/79.

Enclosed herewith is updated copy of docket sheet showing recent docket entries in captioned case as obtained on 5/21/79.

REC-70

62-117536-40

ENCLOSURE ATTACHED

ENCLOSURE

X-124

16 MAY 29 1979

2-Bureau (Enc. 1)
2-Baltimore
ASH:pk
(4)

LEGAL COUNSEL

2 JUN 29 1979



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

C 111A
Rev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

| PLAINTIFF | | DEFENDANT | | DOCKET NO. N-78-1237 |
|-----------------------|-----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|----------------------|
| ILSE M. SIGLER, et al | | MAJOR GENERAL C. J. LE VAN, et al | | PAGE 5 OF ____ PAGES |
| DATE | NR. | PROCEEDINGS | | |
| <u>1979</u> | | | | |
| May 3 | 110 | Stipulation and Order (Blair, J.) extending time for Defendants, Le Van; H.R. Aaron; Grimes; Jones; Martel; Schaffstall; Zapata and Prasek to answer the Complaint until June 4, 1979. (c/s) (c/m 5/3/79 jpw) | | |
| " 11 | 111 | Motion of Defendant, Chief Warrant Officer Carlos Zapata, to Dismiss; and Memorandum. (c/s). | | |

Airtel

6/6/79

To: SAC, El Paso (62-2223)

1 - Mr. Mintz

From: Director, FBI (62-117536)

Attn: Mr. Farrington

1 - Civil Lit. Unit

1 - Mr. Murphy

"CHANGED"

ILSE M. SIGLER, et al., v.
MAJOR GENERAL C. J. LE VAN, et al.
(U.S.D.C., D. MD.)
CIVIL ACTION NO. W78-1237

Title marked changed for El Paso and Phoenix to correct their records to reflect the transfer of the above-styled litigation from the United States District Court (USDC) for the Western District of Texas, El Paso Division, to the USDC for the District of Maryland with accompanying substitute civil action number.

El Paso's Principal Legal Advisor, [REDACTED] can expect to be contacted on or about 6/12/79 by Alan I. Baron, a private attorney who is representing former SA Francis J. Prasek, a defendant in the above-captioned matter. Mr. Baron has advised FBI Headquarters, Legal Counsel Division (LCD), that he plans to travel to the El Paso Field Office for the purpose of reviewing FBI files to assist him in the preparation of the defense of former SA Prasek.

For the information of SAC El Paso, Mr. Baron has been granted a clearance to review appropriate Department of Justice documents, including FBI documents, bearing a classification of up to and including "Top Secret," in connection with his representation of Mr. Prasek. SAC El Paso is authorized to provide Mr. Baron with the

1 - SAC, Baltimore (62-2757) - For information

1 - SAC, Phoenix - For information

MAILED 5
JUN 6 1979
FBI

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgmt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

BJM:bbh

(8)

(SEE NOTE - PAGE 2)

11 JUN 14 1979

66 JUL 6 1979

MAIL ROOM ☒

b7C
b6

Airtel to SAC, El Paso
Re: ISLE M. SIGLER, et al., v.
MAJOR GENERAL C. J. LEVAN, et al.

necessary files and furnish him appropriate space and personnel to complete his review of the material. This authorization does not include authority to release documents to Mr. Baron although he may take whatever notes relating to the documents as he may deem necessary providing the notes do not include any classified information.

Any questions relating to this authority should be directed to FBI Headquarters, LCD, Civil Litigation Unit, SA Bernard J. Murphy, who can be reached at Extension 3601.

NOTE: This airtel authorizes SAC, El Paso, to allow a private attorney representing a former SA to review FBI documents in connection with the preparation of the former Agent's defense of a civil lawsuit. Policy Unit, Document Classification and Review Section, RMD, advised of travel pursuant to Memorandum to All Bureau Officials and Supervisors 3-79.

RECEIVED
JAN 10 1979
FBI - EL PASO

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI
Attention: Legal Counsel Division

DATE: 6/21/79

FROM : SAC, BALTIMORE (62-2757) P

SUBJECT: ILSE M. SIGLER, ET AL;
MAJOR GENERAL C. J. LE VAN, ET AL;
U.S. DISTRICT COURT,
DISTRICT OF MARYLAND,
CIVIL ACTION #N 78-1237
MISCELLANEOUS - CIVIL SUIT

ReBAlet to Bureau, 5/24/79.

Enclosed herewith is updated copy of docket sheet showing recent docket entries in captioned case, as obtained on 6/21/79.

Hu
ENCLOSURE

2 - Bureau (Enc.1)
2 - Baltimore
ASH:df1
(4)

EX-113

REC-45

62-117536-42

6 JUN 25 1979

LEGAL COUNSEL



5010-110

59 AUG 1979

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

CIVIL DOCKET CONTINUATION SHEET

| PLAINTIFF | | DEFENDANT | | DOCKET NO. N-78-1237 |
|-----------------------|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|----------------------|
| ILSE M. SIGLER, et al | | MAJOR GENERAL C. J. LE VAN, et al | | PAGE 5 OF 5 PAGES |
| DATE | NR. | PROCEEDINGS | | |
| <u>1979</u> | | | | |
| May 3 | 110 | Stipulation and Order (Blair, J.) extending time for Defendants, Le Van; H.R. Aaron; Grimes; Jones; Martel; Schaffstall; Zapata and Prasek to answer the Complaint until June 4, 1979. (c/s) (c/m 5/3/79 jpw) | | |
| " 11 | 111 | Motion of Defendant, Chief Warrant Officer Carlos Zapata, to Dismiss; and Memorandum. (c/s). | | |
| " 30 | 112 | Motion and Order (Northrop, CJ) extending time for Plaintiffs to file answers and Memoranda within (30) days after filing by all Defendants of Responsive pleadings, either by Answer or Motion to Dismiss. (c/m 5/31/79 - cah) | | |
| June 4 | 113 | Motion of Defendant Francis Prasek to Dismiss Plaintiffs' First Amended Complaint and Memorandum. (c/s) | | |
| " " | 114 | Answer of Defendants Aaron, Grimes, Jones, Martel and Schaffstall to Plaintiffs' First Amended Complaint. | | |
| " " | 115 | Motion of Defendants Aaron, Grimes, Jones, Martel and Schaffstall to Dismiss; and Memorandum. (c/s) | | |
| " 12 | 116 | Stipulation and Order (Northrop, CJ) extending time for Defendant LeVan to Answer the Complaint until June 11, 1979. (c/m 6/13/79 - cah) | | |
| " 14 | 117 | Returns of Service (see entry #109) Served as to Griffen B. Bell, 4/12/79; Peter Conway, 6/4/79; Odell L. King, 5/23/79; Stansfield Turner, 4/12/79; William H. Webster, 4/12/79; Clifford Alexander 4/12/79; Unexecuted as to Donn J. Drake. | | |
| " 18 | 118 | Motion and Order (Northrop, CJ) extending time for Defendants Clifford Alexander Odell L. King, Peter Conway and Donnall J. Drake to answer the Amended Complaint until July 2, 1979. (c/m 6/20/79 - cah) | | |
| " " | 119 | Stipulation and Order (Northrop, CJ) extending time for Defendant LeVan to Answer the Complaint until July 15, 1979. (c/m 6/20/79 - cah) | | |

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI
Attn: Legal Counsel Division

DATE: 7/18/79

FROM : SAC, BALTIMORE (62-2757) P

SUBJECT: ILSE M. SIGLER, ET AL;
MAJOR GENERAL C. J. LE VAN, ET AL;
U. S. DISTRICT COURT,
DISTRICT OF MARYLAND,
CIVIL ACTION #N 78-1237
MISCELLANEOUS - CIVIL SUIT

ReBAlet 6/21/79.

Enclosed herewith is updated copy of docket sheet showing recent docket entries in captioned case, as obtained on 7/18/79.

2 - Bureau (Enc.1) ENCLOSURE
2 - Baltimore
ASH:df1
(4)

REC-103

62-117536-43

7 JUL 20 1979



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

LEGAL COUNSEL
213
B10A

CIVIL DOCKET CONTINUATION SHEET

| | | |
|-----------------------|--------------------------------------|-----------------------------------|
| PLAINTIFF | DEFENDANT | DOCKET NO. N-78-1 |
| ILSE M. SIGLER, et al | MAJOR GENERAL C. J. LE VAN, et al | PAGE <u>5</u> OF <u> </u> PAGE |

| DATE | NR. | PROCEEDINGS |
|-------------|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>1979</u> | | |
| May 3 | 110 | Stipulation and Order (Blair, J.) extending time for Defendants, Le Van; H.R. Aaron; Grimes; Jones; Martel; Schaffstall; Zapata and Prasek to answer the Complaint until June 4, 1979. (c/s) (c/m 5/3/79 jpw) |
| " | 111 | Motion of Defendant, Chief Warrant Officer Carlos Zapata, to Dismiss; and Memorandum. (c/s). |
| " | 112 | Motion and Order (Northrop, CJ) extending time for Plaintiffs to file answers and Memoranda within (30) days after filing by all Defendants of Responsive pleadings, either by Answer or Motion to Dismiss. (c/m 5/31/79 - cah) |
| June 4 | 113 | Motion of Defendant Francis Prasek to Dismiss Plaintiffs' First Amended Complaint and Memorandum and Affidavit. (Affidavit received 7/6/79) |
| " | 114 | Answer of Defendants Aaron, Grimes, Jones, Martel and Schaffstall to Plaintiffs First Amended Complaint. |
| " | 115 | Motion of Defendants Aaron, Grimes, Jones, Martel and Schaffstall to Dismiss; and Memorandum. (c/s) |
| *** | | |
| " | 116 | Stipulation and Order (Northrop, CJ) extending time for Defendant LeVan to Answer the Complaint until June 11, 1979. (c/m 6/13/79 - cah) |
| " | 117 | Returns of Service (see entry #109) Served as to Griffen B. Bell, 4/12/79; Peter Conway, 6/4/79; Odell L. King, 5/23/79; Stansfield Turner, 4/12/79; William H. Webster, 4/12/79; Clifford Alexander 4/12/79; Unexecuted as to Donn J. Drake. |
| " | 118 | Motion and Order (Northrop, CJ) extending time for Defendants Clifford Alexander, Odell L. King, Peter Conway and Donnall J. Drake to answer the Amended Complaint until July 2, 1979. (c/m 6/20/79 - cah) |
| " | 119 | Stipulation and Order (Northrop, CJ) extending time for Defendant LeVan to Answer the Complaint until July 15, 1979. (c/m 6/20/79 - cah) |
| " | 120 | Motion and Order (Northrop, CJ) appointing United States Marshal to serve Process on Defendant Donnall J. Drake in Las Vegas, Nevada. |
| " | 121 | Second Summons on First Amended Complaint issued pursuant to Maryland Rule 107 (Long Arm Statute) as to Defendant Donnall J. Drake. (Served 6/27/79) |
| " | 122 | Opposition of Plaintiffs to Motion of Defendants, Aarons, Grimes, Jones, Martel and Schaffstall to Consolidate. (c/s) |
| " | 123 | Opposition of Plaintiffs to Motion of Defendants Aarons, Grimes, Jones, Martel and Schaffstall to Defer Discovery. (c/s) |
| *** | | |
| " | 124 | Motion of Defendants Aaron, Grimes, Jones, Martel and Schaffstall to defer |

-Over-

LA
3/79

CIVIL DOCKET CONTINUATION SHEET

FPI MAR-3-7-78

| | | |
|-------------------------|------------------------------------------------|--------------------------------------------------------|
| PLAINTIFF LER, et al | DEFENDANT MAJOR GENERAL C. J. LE VAN, et al | DOCKET NO. <u>N-78-1237</u> PAGE ____ OF ____ PAGES |
|-------------------------|------------------------------------------------|--------------------------------------------------------|

| DATE | NR. | PROCEEDINGS |
|------|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 9/9 | | discovery pending the Court's Resolution of Motions to Dismiss; Memorandum; and Proposed Order. (c/s) |
| y 2 | 125 | Order(Northrop, CJ) that upon the filing of an Amended Complaint herein and the filing of responses thereto by the Defendants, further proceedings in this case shall be stayed pending the decision of the Supreme Court in Davis V. Passman; and that all Defendants be advised by their counsel that all appropriate and reasonable steps shall be taken to preserve documents and other materials as therein more particularly set forth. (c/m 7/3/79 - cah) |
| 6 | 126 | Appearance of James F. Neal, David R. Boyd and Joseph A. Schwartz, III as Counsel for Defendants Peter Conway, Donnell J. Drake and Odell King. |
| " | 127 | Motion of Defendants Peter Conway, Odell King and Donnell J. Drake to Dismiss, Memorandum and Exhibit A. (c/s). |
| 11 | 128 | Second Request of Plaintiff for Reissuance of/Summons as to Defendant Francis Joseph Prasek. |
| 12 | 129 | Summons (Second) issued as to Defendant Francis Joseph Prasek. (cys. to U.S.M. for service pursuant to Md. Long-Arm Statute 107)(|
| 13 | 130 | Motion and Order (Harvey, J.) extending time for Defendants to answer the Amended Complaint until July 16, 1979. (c/m 7/16/79 jpw). |

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI
Attn: Legal Counsel Division

DATE: 8/24/79

FROM : SAC, BALTIMORE (62-2757) P

SUBJECT: ILSE M. SIGLER, ET AL;
MAJOR GENERAL C. J. LE VAN, ET AL;
U. S. DISTRICT COURT,
DISTRICT OF MARYLAND,
CIVIL ACTION #N 78-1237
MISCELLANEOUS - CIVIL SUIT

ReBAlet 7/18/79.

Enclosed herewith is updated copy of docket sheet showing recent docket entries in captioned case, as obtained on 8/21/79.

2 - Bureau (Enc.1)
2 - Baltimore
ASH:df1
(4)

REC-4

62-117536-44

11 AUG 27 1979

LEGAL COUNSEL



64

5010-110

27 1979

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

RFP/H

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-3-7-78

| PLAINTIFF SIGLER, et al | | DEFENDANT MAJOR GENERAL C. J. LE VAN, et al | DOCKET NO. <u>N-78-123</u> PAGE <u>5</u> OF <u> </u> PAGES <i>continued</i> |
|----------------------------|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------|
| DATE | NR. | PROCEEDINGS | |
| | | discovery pending the Court's Resolution of Motions to Dismiss; Memorandum; and Proposed Order. (c/s) | |
| July 2 | 125 | Order(Northrop, CJ) that upon the filing of an Amended Complaint herein and the filing of responses thereto by the Defendants, further proceedings in this case shall be stayed pending the decision of the Supreme Court in Davis V. Passman; and that all Defendants be advised by their counsel that all appropriate and reasonable steps shall be taken to preserve documents and other materials as therein more particularly set forth. (c/m 7/3/79 - cah) | |
| " 6 | 126 | Appearance of James F. Neal, David R. Boyd and Joseph A. Schwartz, III as Counsel for Defendants Peter Conway, Donnell J. Drake and Odell King. | |
| " " | 127 | Motion of Defendants Peter Conway, Odell King and Donnell J. Drake to Dismiss, Memorandum and Exhibit A. (c/s). | |
| " 11 | 128 | Second Request of Plaintiff for Reissuance of/Summons as to Defendant Francis Joseph Prasek. | |
| " 12 | 129 | Summons (Second) issued as to Defendant Francis Joseph Prasek. (cys. to U.S.M. for service pursuant to Md. Long-Arm Statute 107)(served 7/30/79 - see U.S. Marshal's return) | |
| " 13 | 130 | Motion and Order (Harvey, J.) extending time for Defendants to answer the Amended Complaint until July 16, 1979. (c/m 7/16/79 jpw). | |
| " 17 | 131 | Stipulation and Order (Murray, J) extending time for Defendant LeVan, to answer Complaint until July 31, 1979. (c/m 7/18/79 - cah) | |
| " 20 | 132 | Motion and Order (Murray, J) extending time for Defendants (in official capacity) to file Answer to Amended Complaint, to and including July 23, 1979. (c/m 7/23/79 - cah) | |
| " 24 | 133 | Motion and Order (Blair, J) extending time for Defendants (in official capacity) to file Answer to Amended Complaint, to and including July 30, 1979. (c/m 7/25/79 - cah) | |
| " 27 | 134 | Deposition of General C. J. LeVan taken on behalf of Plaintiffs on July 17, 1979 (Ret'd. 8/1/79 - per Young, J. - see corres. in file) | |
| " " | 135 | Motion of Defendant, Alexander to Dismiss; Affidavit; Attachment; Memorandum; Appendices A and B; and Proposed Order. (c/s) | |
| " " | 136 | Motion of Defendant, Alexander for extension of time for submitting <u>In Camera</u> Affidavit asserting a Claim of Privilege; and Proposed Order. (c/s) | |
| Aug. 15 | 137 | Stipulation and Order (Northrop, C.J.) Extending time for Defendants to Answer the Complaint, until August 22, 1979 (c/m 8/17/79 v.s.) | |

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI
Attn: Legal Counsel Division

DATE: 9/21/79

FROM : SAC, BALTIMORE (62-2757) (P)

SUBJECT: ILSE M. SIGLER, ET AL;
MAJOR GENERAL C.J. LE VAN, ET AL;
U.S. DISTRICT COURT,
DISTRICT OF MARYLAND,
CIVIL ACTION #N 78-1237
MISCELLANEOUS - CIVIL SUIT

RE: Baltimore letter to the Bureau, 8/24/79.

Enclosed herewith is updated copy of docket sheet showing recent docket entries in captioned case, as obtained on 9/18/79.

REC-113

2 - Bureau (Encs. 1)
2 - Baltimore
ASH:aip
(4)

SEP 24 1979

LEGAL COUNSEL

cc - Am 7326
copy of enc. made.

318

57 DEC 18 1979

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



| CT. OFFICE | YR. | DOCKET NUMBER | FILING DATE MO. DAY YEAR | J | N/S | O | R | R 23 | S | DEMAND OTHER | JUDGE NUMBER | JURY DEM. | DOCKET YR. NUMBER |
|------------|-----|---------------|-----------------------------|---|-----|---|---|------|---|--------------|--------------|-----------|-------------------|
| 0416 | 78 | 1237 | 07 07 78 | 3 | 360 | 5 | | | | 7500 Inj. | 1605 | P | 78 1237 |

PLAINTIFFS

Ilse M. SIGLER and KARIN
M. SIGLER ~~PEARS~~

Transferred from the U.S. District
Court Western District of Texas
El Paso Division - Civil Action
No. EP 77CA35.

DEFENDANTS

MAJOR GENERAL C.J. LE VAN;
LIEUTENANT COLONEL CAREY TOMLINSON;
COLONEL DONALD B. GRIMES; MAJOR GENERAL
H.R. BARONS; MR. NOEL JONES; CHIEF WARRANT
OFFICER CARLOS ZAPATA; SPECIAL AGENT
FRANCES (JOE) PRASEK; MR. LEWIS MARTEL;
MR. JOHN SCHAFFSTALL; Party or parties
unknown who are or who were members of the
CENTRAL INTELLIGENCE AGENCY in 1976; Party
or parties unknown who are or who were
members of the FEDERAL BUREAU OF
INVESTIGATION in 1976; and Party or parties
unknown who are or who were members of the
UNITED STATES ARMY in 1976

SEE PAGE B FOR AMENDED TITLE

CAUSE

Title 28 U.S.C.A. §1331(a) to recover from the Defendants damages for the
death of Ralph J. Sigler

SSY

-Sidney J. Diamond
-Michael R. Gibson-
-Diamond & Rubin--
-4100-Rio Bravo, Suite 211
-El Paso, Texas 79902
-(915)-544-5134

James E. Kenkel, Esquire
DePaul, Willoner & Kenkel, P.A.
7100 Baltimore Avenue
College Park, MD 20740

William C. Brennan, Jr.

ATTORNEYS FOR MAJOR GENERAL C.J. LE VAN, Lt.-Col
CAREY TOMLINSON:

Aubrey M. Daniel
Douglas R. Marvin
Williams, Connolly & Califano
100 Hill Bldg.
839 Seventeenth St., N.W.
Washington, D.C. 20006
(202) 331-5026

(Additional/Local Counsel on Page 1A)

-Francis Broadus, Jr.-
-525-First City Nat'l. Bank Bldg.
-El Paso, Texas 79901-----
-(915)-553-2468-----

Jeremiah Handy, U.S. Atty. (Texas)
Frank B. Walker, AUSA (Texas)

FOR FRANCIS (JOE) PRASEK:

-Joseph A. Calamia---
-Charles Michael Mallin-
-1300 Bassett Tower---
-El Paso, Texas 79901--

*Ellen Scalettar
*Alan I. Baron, Esq.
1300 Mercantile Bank & Trust Bldg.
2 Hopkins Plaza, Balto., MD 21201
547-0500

-See Page 1A for additional counsel - FRANK, BERNSTEIN, CONAWAY & GOLDMAN

| CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS | FILING FEES PAID | | | STATISTICAL CARDS | |
|---------------------------------------------------------------|------------------|----------------|-------------|-------------------|-------------|
| | DATE | RECEIPT NUMBER | C.D. NUMBER | CARD | DATE MAILED |
| | | | | JS-5 | |
| | | | | JS-8 | |

CIVIL DOCKET CONTINUATION SHEET

FPI 11-3 14 75 SCW 2511

| | | | | | | | | | | | | | | | | | | | | | |
|-------------------------------|---------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|----------------|-----------------------------|----------------|---------------------------|----------------------|---------------------------------------------|--|------------------------------|------------------------------|---------------------------|------------------------|----------------------------|-------------------------------|---------------------|----------------------------|----------|----------------|--|
| PLAINTIFF | | DEFENDANT | DOCKET NO. <u>N78-1237</u> | | | | | | | | | | | | | | | | | | |
| ILSE M. SIGLER, ET AL | | MAJOR GENERAL C. J. LE VAN, ET AL | PAGE <u>1A</u> OF <u> </u> PAGES | | | | | | | | | | | | | | | | | | |
| DATE | NR. | PROCEEDINGS | | | | | | | | | | | | | | | | | | | |
| | | <p align="center"><u>ADDITIONAL COUSEL</u></p> <p>FOR CHIEF WARRANT OFFICER CARLOS ZAPATA:</p> <table border="0"> <tr> <td>Robert D. Earp</td> <td>Richard R. Beauchemin, Esq.</td> </tr> <tr> <td>609 Laurel St.</td> <td>Arnold & Beauchemin, P.A.</td> </tr> <tr> <td>El Paso, Texas 79903</td> <td>310 Charles Center South, 36 S. Charles St.</td> </tr> <tr> <td></td> <td>Baltimore, MD 21201 837-0215</td> </tr> </table> <p>FOR GRIMES, AARONS, JONES, MARTEL AND SCHAFFSTALL:</p> <table border="0"> <tr> <td>James F. Neal (NOT ADMITTED)</td> <td>Joseph A. Schwartz, III -</td> </tr> <tr> <td>Aubrey B. Harwell, Jr.</td> <td>Suite 1211, Fidelity Bldg.</td> </tr> <tr> <td>800 Third National Bank Bldg.</td> <td>Baltimore, MD 21201</td> </tr> <tr> <td>Nashville, Tennessee 73219</td> <td>752-6818</td> </tr> <tr> <td>(615) 244-1713</td> <td></td> </tr> </table> <p>David R. Boyd (NOT ADMITTED) FOR</p> <p>Rogovin, Stein & Hugel 1730 Rhode Island Ave., N.W. Washington, D. C. 20036 (202) 296-5820</p> <p>- Ralph E. Harris ---- - Sizemore & Harris -- = 4849 N. Mezza Suite 311 -- - El Paso, Texas - 79912 ---</p> <p>Additional Counsel for Major General C. J. Le Van:</p> <p>James M. Kramon, Esq. Kramon & Graham, P.A. Sun Life Bldg., Charles Center Baltimore, Maryland 21201 752-6030</p> <p><u>For Defendants *</u></p> <p>Russell T. Baker, USA Lynne A. Battaglia, AUSA U.S. Courthouse, 8th floor 101 W. Lombard St. Baltimore, MD 21201 962-4822</p> <p><u>For U.S.A. *</u></p> <p>R. John Seibert Stuart E. Schiffer, Acting Asst. Atty. Gen. Raymond M. Larizza Department of Justice Washington, D.C. 20530 202-739-3385</p> | | Robert D. Earp | Richard R. Beauchemin, Esq. | 609 Laurel St. | Arnold & Beauchemin, P.A. | El Paso, Texas 79903 | 310 Charles Center South, 36 S. Charles St. | | Baltimore, MD 21201 837-0215 | James F. Neal (NOT ADMITTED) | Joseph A. Schwartz, III - | Aubrey B. Harwell, Jr. | Suite 1211, Fidelity Bldg. | 800 Third National Bank Bldg. | Baltimore, MD 21201 | Nashville, Tennessee 73219 | 752-6818 | (615) 244-1713 | |
| Robert D. Earp | Richard R. Beauchemin, Esq. | | | | | | | | | | | | | | | | | | | | |
| 609 Laurel St. | Arnold & Beauchemin, P.A. | | | | | | | | | | | | | | | | | | | | |
| El Paso, Texas 79903 | 310 Charles Center South, 36 S. Charles St. | | | | | | | | | | | | | | | | | | | | |
| | Baltimore, MD 21201 837-0215 | | | | | | | | | | | | | | | | | | | | |
| James F. Neal (NOT ADMITTED) | Joseph A. Schwartz, III - | | | | | | | | | | | | | | | | | | | | |
| Aubrey B. Harwell, Jr. | Suite 1211, Fidelity Bldg. | | | | | | | | | | | | | | | | | | | | |
| 800 Third National Bank Bldg. | Baltimore, MD 21201 | | | | | | | | | | | | | | | | | | | | |
| Nashville, Tennessee 73219 | 752-6818 | | | | | | | | | | | | | | | | | | | | |
| (615) 244-1713 | | | | | | | | | | | | | | | | | | | | | |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-3-7-78

| PLAINTIFF | | DEFENDANT | | DOCKET NO. |
|---------------|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|-------------------|
| SIGLER, et al | | MAJOR GENERAL C. J. LE VAN, et al | | N-78-123 |
| | | | | PAGE 5 OF 5 PAGES |
| DATE | NR. | PROCEEDINGS | | |
| 1979 | | | | |
| | | discovery pending the Court's Resolution of Motions to Dismiss; Memorandum; and Proposed Order. (c/s) | | |
| July 2 | 125 | Order(Northrop, CJ) that upon the filing of an Amended Complaint herein and the filing of responses thereto by the Defendants, further proceedings in this case shall be stayed pending the decision of the Supreme Court in Davis V. Passman; and that all Defendants be advised by their counsel that all appropriate and reasonable steps shall be taken to preserve documents and other materials as therein more particularly set forth. (c/m 7/3/79 - cah) | | |
| " | 6 | Appearance of James F. Neal, David R. Boyd and Joseph A. Schwartz, III as Counsel for Defendants Peter Conway, Donnall J. Drake and Odell King. | | |
| " | " | Motion of Defendants Peter Conway, Odell King and Donnell J. Drake to Dismiss, Memorandum and Exhibit A. (c/s). Second | | |
| " | 11 | Request of Plaintiff for Reissuance of/Summons as to Defendant Francis Joseph Prasek . | | |
| " | 12 | Summons (Second) issued as to Defendant Francis Joseph Prasek. (cys. to U.S.M. for service pursuant to Md. Long-Arm Statute 107)(served 7/30/79 - see U.S. Marshal's return) | | |
| " | 13 | Motion and Order (Harvey, J.) extending time for Defendants to answer the Amended Complaint until July 16, 1979. (c/m 7/16/79 jpw). | | |
| " | 17 | Stipulation and Order (Murray, J) extending time for Defendant LeVan, to answer Complaint until July 31, 1979. (c/m 7/18/79 - cah) | | |
| " | 20 | Motion and Order (Murray, J) extending time for Defendants (in official capacity) to file Answer to Amended Complaint, to and including July 23, 1979. (c/m 7/23/79 - cah) | | |
| " | 24 | Motion and Order (Blair, J) entending time for Defendants (in official capacity) to file Answer to Amended Complaint, to and including July 30, 1979. (c/m 7/25/79 - cah) | | |
| " | 27 | Deposition of General C. J. LeVan taken on behalf of Plaintiffs on July 17, 1979 (Ret'd. 8/1/79 - per Young, J. - see corres. in file) | | |
| " | " | Motion of Defendant, Alexander to Dismiss; Affidavit; Attachment; Memorandum; Appendices A and B; and Proposed Order. (c/s) | | |
| " | " | Motion of Defendant, Alexander for extension of time for submitting In Camera Affidavit asserting a Claim of Privilege; and Proposed Order. (c/s) | | |
| Aug. 15 | 137 | Stipulation and Order (Northrop, C.J.) Extending time for Defendants to Answer the Complaint, until August 22, 1979 (c/m 8/17/79 v.s.) | | |
| " | 22 | ANSWER of Defendant Le Van, to the AMENDED COMPLAINT. | | |
| " | 24 | Hearing held before the Court (Northrop, C.J.) on Motion of Defenda to Consolidate. | | |

(Continued on Page 6)

CIVIL DOCKET CONTINUATION SHEET

| | | |
|-----------------------|--------------------------------------|----------------------|
| PLAINTIFF | DEFENDANT | DOCKET NO. N-78-123 |
| ILSE M. SIGLER, et al | MAJOR GENERAL C. J. LE VAN, et al | PAGE 6 OF ____ PAGES |

| DATE | NR. | PROCEEDINGS |
|---------|-----|-----------------------------------------------------------------------------------------------------|
| 1979 | | |
| Aug. 24 | --- | Status conference held before Northrop, C.J. |
| Sep. 4 | 139 | Motion of Defendant Levan to Dismiss First Amended Complaint; and Memorandum and Attachments. (c/s) |

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI
Attn: Legal Counsel Division

DATE: 10/22/79

FROM : SAC, BALTIMORE (62-2757) (SQ. #9) P

SUBJECT: ILSE M. SIGLER, ET AL;
MAJOR GENERAL C. J. LE VAN, ET AL;
U. S. DISTRICT COURT,
DISTRICT OF MARYLAND,
CIVIL ACTION #N 78-1237
MISCELLANEOUS - CIVIL SUIT

ReBAlet to Bureau, 9/21/79.

Enclosed herewith is updated copy of docket sheet showing recent docket entries in captioned case, as obtained on 10/19/79.

Also enclosed are docket entries in civil case bearing #N-79-198, the existence of which was not known to the Baltimore Division. Since this latter case is being consolidated into captioned case, for purpose of discovery in all future proceedings a separate case is not being opened.

2 - Bureau (Enc. 3)
2 - Baltimore
ASH:df1
(4)



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

1 copy of each docket for RM 7338

62-117536-46
17 OCT 23 1979

LEGAL COUNSEL
KAP

| DIST/OFFICE | YR. | DOCKET NUMBER | FILING DATE MO. DAY YEAR | J | N/S | O | R | R 23 | \$ | DEMAND OTHER | JUDGE NUMBER | JURY DEM. | DOCKET YR. NUMBER |
|-------------|-----|---------------|--------------------------|---|-----|---|---|------|----|--------------|--------------|-----------|-------------------|
| 0416 | 78 | 1237 | 07 07 78 | 3 | 360 | 5 | | | | 7500 Inj. | 1605 | P | 78 1237 |

PLAINTIFFS

Ilse M. SIGLER and KARIN M. SIGLER-WEARS

Transferred from the U.S. District Court Western District of Texas El Paso Division - Civil Action No. EP 77CA35.

CONSOLIDATED FOR DISCOVERY WITH CIVIL DOCKET NO. N-78-918

DEFENDANTS

MAJOR GENERAL C.J. LE VAN; LIEUTENANT COLONEL CAREY TOMLINSON; COLONEL DONALD B. GRIMES; MAJOR GENERAL H.R. KARONS; MR. NOEL JONES; CHIEF WARRANT OFFICER CARLOS ZAPATA; SPECIAL AGENT FRANCES (JOE) PRASEK; MR. LEWIS MARTEL; MR. JOHN SCHAFFSTALL; Party or parties unknown who are or who were members of the CENTRAL INTELLIGENCE AGENCY in 1976; Party or parties unknown who are or who were members of the FEDERAL BUREAU OF INVESTIGATION in 1976; and Party or parties unknown who are or who were members of the UNITED STATES ARMY in 1976

SEE PAGE B FOR AMENDED TITLE

CAUSE

Title 28 U.S.C.A. §1331(a) to recover from the Defendants damages for the death of Ralph J. Sigler

SSR

Sidney J. Diamond
-Michael R. Gibson-
-Diamond & Rubin--
-4100-Rio Bravo,- Suite 211
-El Paso, Texas 79902
-(915)-544-5134

James E. Kenkel, Esquire
DePaul, Willoner & Kenkel, P.A.
7100 Baltimore Avenue
College Park, MD 20740

William C. Brennan, Jr.

ATTORNEYS FOR MAJOR GENERAL C.J. LE VAN, ET-AL
GAREY-TOMLINSON:
Aubrey M. Daniel
Douglas R. Marvin
Williams, Connolly & Califano
100 Hill Bldg.
839 Seventeenth St., N.W.
Washington, D.C. 20006
(202) 331-5026
(Additional/Local Counsel on Page 1A)
-Francis Breadbus, Jr.-
-525-First City Nat'l. Bank Bldg.
-El Paso, Texas-79901-----
-(915)-553-2468-----

Jeremiah Handy, U.S. Atty. (Texas)
Frank B. Walker, AUSA (Texas)

FOR FRANCIS (JOE) PRASEK:

-Joseph A. Calamia----
-Charles Michael Mallin-
-1300-Bassett-Tower----
-El Paso, Texas-79901--
*Ellen Scalettar
*Alan I. Baron, Esq.
1300 Mercantile Bank & Trust Bldg.
2 Hopkins Plaza, Balto., MD 21201
547-0500

-See Page 1A for additional counsel -FRANK, BERNSTEIN, CONAWAY & GOLDMAN

| | | | | | |
|-------------------------------------------------------------------------------------|------------------|----------------|-------------|-------------------|-------------|
| <input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS | FILING FEES PAID | | | STATISTICAL CARDS | |
| | DATE | RECEIPT NUMBER | C.D. NUMBER | CARD | DATE MAILED |
| | | | | JS-5 | |
| | | | | JS-6 | |

UNITED STATES DISTRICT COURT DOCKET

DC-111 (Rev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

| | | |
|-----------------------|--------------------------------------|----------------------|
| PLAINTIFF | DEFENDANT | DOCKET NO. N-78-1237 |
| ELSE M. SIGLER, et al | MAJOR GENERAL C. J. LE VAN, et al | PAGE 6 OF ____ PAGES |

| DATE | NR. | PROCEEDINGS |
|-------------|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>1979</u> | | |
| Aug. 24 | --- | Status conference held before Northrop, C.J. |
| Sept. 4 | 139 | Motion of Defendant Levan to Dismiss First Amended Complaint; and Memorandum and Attachments. (c/s) |
| " 19 | 140 | Motion of Defendant, Aaron to Dismiss; and Memorandum. (c/s) |
| " " | 141 | Motion of Defendants, Aaron, Grimes, Jones, Martel, Schaffstall, Drake, Conway and King to Dismiss |
| " 20 | 142 | Copy of Order (Northrop, C.J) "CONSOLIDATING" this action with Civil action No. N-79-918 for purposes of discovery and that all future pleadings, Motions and Discovery be filed in No. N. 78-1237. (c/m 9/20/79) |
| Oct. 4 | 143 | Opposition of Plaintiffs to the Motion of Defendants to Dismiss. (c/s) |
| " 9 | 144 | Supplemental Memorandum of Defendants, Aaron, Grimes, Jones, Martel, Schaffstall, Drake, Conway and King in support of Motion to Dismiss. (c/s) |
| " 11 | --- | Hearing held before the Court (Northrop, C.J.) on Motions of Defendants to Dismiss. |
| " " | --- | Motions Heard and Held in Abeyance. |

CIVIL DOCKET CONTINUATION SHEET

| | | |
|------------------------------------------|----------------------------------------|------------------------------------------------------|
| PLAINTIFF ILSE M. SIGLER, etc., et al | DEFENDANT C. J. LE VAN, etc., et al | DOCKET NO. N-78-1237 PAGE 8 XXXXXXXXXX |
|------------------------------------------|----------------------------------------|------------------------------------------------------|

| DATE | NR. | PROCEEDINGS |
|------|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | <p><u>AMENDED TITLE</u></p> <p>ILSE M. SIGLER, as Personal Representative of the Estate of Ralph J. Sigler, Deceased and ILSE M. SIGLER, Individually and KARIN (SIGLER) HEARS, Individually,</p> <p>Plaintiffs vs.</p> <p>C. J. LE VAN, Individually and as Major General, United States Army; DONALD B. GRIMES, Individually and as Colonel, United States Army; H. R. AARON, Individually and as Major General, United States Army; NOEL JONES, Individually and as Chief, Special Operations Division, U.S. Army; CARLOS ZAPATA, Individually and as Chief Warrant Officer, United States Army; FRANCES (JOE) PRASEK, Individually and as Special Agent, Federal Bureau of Investigation; LEWIS MARTEL, Individually and as Chief Warrant Officer, United States Army; JOHN SCHAFETALL, Individually and as Chief Warrant Officer, United States Army; DONNALL J. DRAKE, Individually and as Chief Warrant Officer, United States Army; CEDELL L. KING, Individually and as Chief Warrant Officer, United States Army; PETER CONWAY, Individually and as Project Officer, U. S. Army Intelligence; CLIFFORD ALEXANDER, Secretary of the Army; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE CENTRAL INTELLIGENCE AGENCY IN 1976; PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE FEDERAL BUREAU OF INVESTIGATION IN 1976; and PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE UNITED STATES ARMY IN 1976,</p> <p>Defendants</p> <p style="text-align: right;">- 1, Enc. 4</p> |

| DIST. | OFF. | DOCKET YR. NUMBER | FILING DATE | | | J | N/S | O | D | | R | 23 | DEMAND OTHER | JUDGE/MAG NUMBER | JURY DEM. | DOCKET | |
|-------|------|----------------------|-------------|-----|------|---|-----|---|-----|-----|---|----|-----------------------------|---------------------|--------------|--------|--------|
| | | | MO. | DAY | YEAR | | | | PTF | DEF | | | | | | YR. | NUMBER |
| 0416 | | 79 918 | 05 | 14 | 79 | 2 | 360 | 2 | | | | | NEAREST \$1,000 22 costs | 1605 | P | 79 | 918 |

PLAINTIFFS

Ilse M. SIGLER, as
Personal Representative of
the Estate of Ralph J. Sigler,
Deceased, et al

N 79-918

DEFENDANTS

H.R. AARONS, Individually and as
Major General, United States Army, et al

CONSOLIDATED FOR DISCOVERY
WITH CIVIL DOCKET NO. N-78-1237

SEE ATTACHED SHEET FOR COMPLETE TITLE

CAUSE

Title 28, U.S.C. Secs. 1346, 1442, 1442a & 1446
Assault, false imprisonment and wrongful death

SSR

ATTORNEYS

James E. Kenkel
De Paul, Willoner and Kenkel, P.A.
Professional Association
7100 Baltimore Avenue
College Park, Maryland 20740
277-1700

Russell T. Baker, Jr., USA
Lynne A. Battaglia, AUSA
U.S. Courthouse
101 W. Lombard Street
Baltimore, Maryland 21201
539-2940

Barbara Allen Babcock
Assistant Attorney General
Barbara B. O'Malley
Raymond M. Larizza
*Department of Justice
10th & Pennsylvania Avenue, N.W.
Washington, D.C. 20530
(202) 633-2809
*Stuart E. Schiffer, Acting Asst. Atty. Gen.
For Defendant Zapata:
Richard R. Beauchemin
ARNOLD, BEAUCHEMIN, & TINGLE, P.A.
Charles Center South Bldg.,
Suite 310
Baltimore, Maryland 21201
827-0215

| <input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS | FILING FEES PAID | | | STATISTICAL CARDS | |
|----------------------------------------------------------------------------------------|------------------|----------------|-------------|-------------------|-------------|
| | DATE | RECEIPT NUMBER | C.D. NUMBER | CARD | DATE MAILED |
| | | | | JS-5 | |
| | | | | JS-6 | |

UNITED STATES DISTRICT COURT DOCKET

DC-111 (Rev. 1/78)

CIVIL DOCKET CONTINUATION SHEET

| PLAINTIFF | | DEFENDANT | DOCKET NO. <u>N79-918</u> |
|-----------------------------|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------|
| ILSE M. SIGLER, etc., et al | | H.R. AARONS, etc., et al | PAGE ____ OF ____ PAGES |
| DATE | NR. | PROCEEDINGS | |
| | | <p>ILSE M. ✓SIGLER, as Personal Representative of the Estate of Ralph J. Sigler, Deceased and ILSE M. SIGLER, Individually and KARIN (SIGLER) ✓MEARS, Individually</p> <p>VS</p> <p>H.R. ✓AARONS, Individually and as Major General, United States Army Deputy Director, Defense Intelligence Agency and DONALD B. ✓GRIMES, Individually and as Colonel, United States Army and NOEL ✓JONES, Individually and as Chief, Special Operations Division, U.S. Army Intelligence Agency and LEWIS ✓MARTEL, Individually and as Chief Warrant Officer, United States Army and JOHN ✓SCHAFFSTALL, Individually and as Chief Warrant Officer, United States Army and ODELL L. ✓KING, Individually and as Chief Warrant Officer, United States Army and DONNALL J. ✓DRAKE, Individually and as Chief Warrant Officer, United States Army and PETER ✓CONWAY, Individually and as Project Officer, U.S. Army Intelligence and CARLOS ✓ZAPATA, Individually and as Chief Warrant Officer, United States Army and PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE ✓CENTRAL INTELLIGENCE AGENCY IN 1976 and PARTY OR PARTIES UNKNOWN WHO ARE OR WERE MEMBERS OF THE ✓FEDERAL BUREAU OF INVESTIGATION IN 1976 and PARTY OR PARTIES UNKNOWN WHO ARE OR WHO WERE MEMBERS OF THE ✓UNITED STATES ARMY IN 1976</p> | |

N 79-918

| DATE 1979 | NR. | PROCEEDINGS |
|-----------------------------------------------------------|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| May 14 | 1 | Petition of Defendants Odell L. King and Peter Conway for Removal (2) Bond for removal (King) (3) Bond for Removal (Conway) and copies of (4) Declaration and Prayer for Jury Trial (5) Notice of Removal filed in the Circuit Court for Anne Arundel |
| " " | 6 | Notice of Filing of Petition for Removal. |
| " 15 | 7 | Motion of Defendants King and Conway for an Extension of Time within which to answer declaration and Proposed Order. (c/s) |
| " 30 | 8 | Motion and Order (Northrop, CJ) extending time for Defendant Zapata to Answer the Complaint until June 11, 1979. (c/m 5/31/79 - cah) |
| June 4 | 9 | Motion of Defendant Chief Warrant Officer Carlos Zapata to Dismiss; and Memorandum. (c/s) |
| " 11 | 10 | Motion of Defendants Aaron, Grimes, Jones, Martel, and Schaffstall to Consolidate this Action with Civil Action No. N-78-1237; Memorandum; and Proposed Order. (c/s) |
| " 18 | 11 | Motion and Order (Northrop, CJ) extending time for Defendants Odell L. King, Peter Conway and Donnal J. Drake to answer the Complaint until July 2, 1979. (c/m 6/20/79 - cah) |
| July 13 | 12 | Motion and Order (Harvey, J.) extending time for Defendants to answer the Complaint until July 16, 1979. (c/m 7/16/79 jpw) |
| " 20 | 13 | Motion and Order (Murray, J) extending time for Defendants (in official capacity) to file Answer to Complaint, to and including July 23, 1979. (c/m 7/23/79 - cah) |
| " 24 | 14 | Motion and Order (Blair, J) extending time for Defendants (in official capacity) to file Answer to Complaint, to and including July 30, 1979. (c/m 7/25/79 - cah) |
| " 26 | 15 | Stipulation and Order (Blair, J) extending time for Defendants, Aaron, Grimes, Jones, Martel, Schaffstall, Conway, King and Drake to file an Answer to Complaint until ten days following the Court's resolution of the pending motion to Consolidate as therein set forth. (c/m 7/27/79 - cah) |
| " 27 | 16 | Motion of Defendants (in official capacities) to Dismiss; and Proposed Order. (c/s) |
| " 30 | 17 | Memorandum of Defendant Zapata, in support of Motion of Defendants Aarons, Grimes, Jones, Martel and Schaffstall to Consolidate. (c/s) |
| Aug. 24 | --- | Hearing held before the Court (Northrop, C.J.) on Motion of Defendants to Consolidate. |
| " " | --- | Status conference held before the Court Northrop, C.J. |
| Sept 20 | 18 | Order (Northrop, C.J) "CONSOLIDATING" this action with Civil Action No. N-78-1237 for purposes of discovery and that all future pleadings motions and discovery be filed in No. N-78-1237. (c/m 9/20/79 jpw) |
| FOR ALL SUBSEQUENT ENTRIES SEE CIVIL ACTION NO. N-78-1237 | | |

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI
FBI
Attn: Legal Counsel Division

FROM : SAC, BALTIMORE (62-2757) (SQ.#9) P

DATE: 11/20/79

SUBJECT: ILSE M. SIGLER, ET AL;
MAJOR GENERAL C. J. LE VAN, ET AL;
U. S. DISTRICT COURT,
DISTRICT OF MARYLAND,
CIVIL ACTION #N 78-1237
MISCELLANEOUS - CIVIL SUIT

10
GTD

ReBAlet to Bureau, 10/22/79.

Enclosed herewith is updated copy of docket sheet
showing recent docket entries in captioned case, as obtained
on 11/19/79.

(9)

98

② - Bureau (Enc. 1)
2 - Baltimore
ALD:ald
(4)

62-117536-47

15 NOV 21 1979

LEGAL COUNSEL
RFP



5010-110

CC - XEROX OF CNC
Kenn 7338
66 DEC 14 1979 *R454*

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

CIVIL DOCKET CONTINUATION SHEET

| PLAINTIFF | | DEFENDANT | | DOCKET NO. N-78-1237 |
|-----------------------|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|----------------------|
| ILSE M. SIGLER, et al | | MAJOR GENERAL C. J. LE VAN, et al | | PAGE 6 OF 6 PAGES |
| DATE | NR. | PROCEEDINGS | | |
| <u>1979</u> | | | | |
| Aug. 24 | --- | Status conference held before Northrop, C.J. | | |
| Sep. 4 | 139 | Motion of Defendant Levan to Dismiss First Amended Complaint; and Memorandum and Attachments. (c/s) | | |
| " 19 | 140 | Motion of Defendant, Aaron to Dismiss; and Memorandum. (c/s) | | |
| " " | 141 | Motion of Defendants, Aaron, Grimes, Jones, Martel, Schaffstall, Drake, Conway and King to Dismiss | | |
| " 20 | 142 | Copy of Order (Northrop, C.J) "CONSOLIDATING" this action with Civil action No. N-79-918 for purposes of discovery and that all future pleadings, Motions and Discovery be filed in No. N. 78-1237. (c/m 9/20/79) | | |
| Oct. 4 | 143 | Opposition of Plaintiffs to the Motion of Defendants to Dismiss. (c/s) | | |
| " 9 | 144 | Supplemental Memorandum of Defendants, Aaron, Grimes, Jones, Martel, Schaffstall, Drake, Conway and King in support of Motion to Dismiss. (c/s) | | |
| " 11 | --- | Hearing held before the Court (Northrop, C.J.) on Motions of Defendants to Dismiss | | |
| " " | --- | Motions Heard and Held in Abeyance. | | |
| " 25 | 145 | Supplemental Brief of Defendant Chief Warrant Officer Carlos Zapata in support of his Motion to Dismiss. (c/s) | | |
| " 29 | 146 | Supplemental Memorandum of Defendants, Aaron, Grimes, Jones, Martel, Schaffstall, Drake, Conway and King in support of Motions to Dismiss. (c/s) | | |
| " 31 | 147 | Motion and Order (Northrop, CJ) extending time for Defendant Clifford Alexander to file Supplemental Memorandum until November 5, 1979. (c/m 11/1/79 - cah) | | |
| Nov. 6 | 148 | Joinder of Defendant LeVan, in memorandum of Law of Defendants Aaron, et al. (c/s) | | |
| " 9 | 149 | Motion and Order (Northrop, CJ) extending time within which Defendant Clifford Alexander may file Supplemental Memorandum, to and including November 9, 1979. (c/m 11/14/79 - cah) | | |
| " 13 | 150 | Points and Authorities of Defendant Clifford Alexander in response to questions by the Court; and attachments. (c/s) | | |

FBI

TRANSMIT VIA:

☐ Teletype☐ Facsimile☒ AIRTEL

PRECEDENCE:

☐ Immediate☐ Priority☐ Routine

CLASSIFICATION:

☐ TOP SECRET☐ SECRET☐ CONFIDENTIAL☐ UNCLAS E F T O☐ UNCLASDate 12/19/79

TO: DIRECTOR, FBI (62-117536)
(ATTN: LEGAL COUNSEL DIVISION)

FROM: SAC, PHOENIX (197-20) (RUC)

SUBJECT: ILSE M. SIGLER,
ET AL.
v. MAJOR GENERAL C. J. LE VAN,
ET AL. (U.S.D.C., D. M.D.)
CIVIL ACTION NO. N78-1237

Re Bureau airtel to El Paso, 6/6/79.

For information of the Legal Counsel Division, and SAC, Baltimore, the Phoenix Division is no longer keeping an active case concerning captioned matter inasmuch as the Phoenix Division has not received anything positive concerning this matter since receipt of referenced airtel in June, 1979. It should be noted that SA Prasek has retired from the FBI and therefore there appears to be no reason why Phoenix should maintain a pending case concerning captioned litigation inasmuch as retired SA Prasek has private counsel in connection with this lawsuit.

1 cc
RM 77-200 (2) Bureau
2 - Baltimore (62-2757)
1 - Phoenix
JMC:pal
(5)

66 JAN 17 1980

62-117536-48

DEC 22 1979

LEGAL COUNSEL

Approved: _____

Transmitted _____
(Number)

(Time)

Per _____